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COMMITTEE MEETING  
STATE OF CALIFORNIA  
INTEGRATED WASTE MANAGEMENT BOARD  
SUSTAINABILITY AND MARKET DEVELOPMENT COMMITTEE

JOE SERNA, JR., CALEPA BUILDING  
1001 I STREET  
2ND FLOOR  
SIERRA HEARING ROOM  
SACRAMENTO, CALIFORNIA

MONDAY, MAY 2, 2005

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PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345

APPEARANCES

COMMITTEE MEMBERS

Ms. Rosario Marin

Ms. Cheryl Peace

Mr. Carl Washington

STAFF

Mr. Mark Leary, Executive Director

Ms. Julie Nauman, Chief Deputy Director

Ms. Marie Carter, Chief Counsel

Mr. Elliot Block, Staff Counsel

Mr. Eric Bissinger, Staff

Ms. Rebecca Brown, Staff

Ms. Terri Edwards, Staff

Mr. Keir Furey, Staff

Ms. Toni Jimenez, Executive Assistant

Ms. Corky Mau, Supervisor, Recycling Business Development

Mr. Bill Orr, Supervisor, Recycling Technologies

Ms. Dana Papke, Staff

Mr. Zane Poulson, Staff

Mr. Pat Schiavo, Deputy Director

Ms. Melissa Vargas, Staff

Ms. Tabetha Willmon, Staff

Ms. Patty Wohl, Deputy Director

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APPEARANCES CONTINUED

ALSO PRESENT

Mr. Kevin Blakesly, San Bernardino Unincorporated

Mr. David Brownlee, City of Needles

Mr. Steve Devine, West Contra Costa Integrated Waste  
Management Authority

Mr. Gary Van Dorst, City of Redlands

Ms. Eliza Echevarria, City of Moreno Valley

Mr. Evan Edgar, California Refuse Removal Council

Mr. Bob Gedert, Chief of Operations, City of Fresno, Solid  
Waste Division

Ms. Julie Haas-Wajdowicz, City of Antioch

Ms. Danielle Maxson, Western Riverside Council of  
Governments

Ms. Diana McKeen, City of Apple Valley

Mr. Scott Nassif, Mayor, Apple Valley

Mr. Gary Phelps, City of Redlands

Ms. Cheri Puls, San Mateo County Unincorporated

Mr. Rex Richardson, San Bernardino Unincorporated

Ms. Acquanetta Warren, City of Upland

Mr. Bob Zetterberg, City of Rancho Cucamonga

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1 PROCEEDINGS

2 CHAIRPERSON MARIN: Welcome to the Sustainability  
3 and Market Development Committee of the Integrated Waste  
4 Management Board of the great state of California.  
5 Welcome, everybody.

6 We have three members, but one is missing for a  
7 little while, so we're going to go ahead and start. I  
8 like to start on time as much as possible.

9 And everybody who's never been here, we really  
10 appreciate it, please turn off your cell phone. We know  
11 you're very important, but at least silence it.

12 There are agenda packets in the back, information  
13 in the back. If anybody wants to address the Committee  
14 can do it at the time of the item when it's being called.

15 And any ex partes that we need to let the world  
16 know, Ms. Peace?

17 COMMITTEE MEMBER PEACE: Yes. I talked to Cliff  
18 Ashcroft from the RPA.

19 CHAIRPERSON MARIN: Okay. I don't have anything  
20 to report.

21 And, actually, call the roll. We'll do this  
22 officially.

23 EXECUTIVE ASSISTANT JIMINEZ: Peace?

24 COMMITTEE MEMBER PEACE: Here.

25 EXECUTIVE ASSISTANT JIMINEZ: Washington?

1 And Marin?

2 CHAIRPERSON MARIN: I'm here.

3 We are now -- first item, who's going to --

4 Patty. Go ahead.

5 DEPUTY DIRECTOR WOHL: Good afternoon, Madam

6 Chair, Cheryl Peace.

7 Actually, I don't really have much of a report  
8 today. I did just want to mention that the conversion  
9 technology item is online. It includes the item, the  
10 revised report, and the revised executive summary. And  
11 we're still working on the recommendation document, so for  
12 those in the audience who want to check that out. It will  
13 be heard at the Board meeting in Anaheim.

14 So with that, I'd just like to go into our first  
15 agenda item, which is Consideration of Application to  
16 Expand the Siskiyou County Recycling Market Development  
17 Zone Redesignation Expansion. And Corky Mau will present.

18 CHAIRPERSON MARIN: Hello, Corky.

19 SUPERVISOR MAU: Good afternoon. I'm Corky Mau,  
20 Supervisor in the Recycling Market Development Zone  
21 Program and here to present Agenda Item B, which, as Patty  
22 said, addresses a request by the zone administrator to  
23 expand the zone.

24 Currently, the zone is very small. It includes  
25 only a small portion of the Unincorporated county and five

1 out of the nine Incorporated cities, specifically: Yreka,  
2 Weed, Mount Shasta, Dunsmuir, and Montague. For those of  
3 you who are not quite familiar with where the zone is, it  
4 is located in the middle of the far northern part of  
5 California near the Oregon border. It is predominantly  
6 rural and is the largest county in California. Very well  
7 known for Mount Shasta. The second highest volcano in the  
8 western states. Major employers are local government and  
9 the agriculture forest industries.

10 So, therefore, the target materials that are  
11 generated in this part of the state is waste wood, paper,  
12 tires, glass, and now e-waste.

13 The zone administrator services are administered  
14 by the Siskiyou County Economic Development Council which  
15 is a county-wide service agency that also operates the  
16 enterprise zone program and a business incubator center,  
17 both programs which are very valuable to our zone programs  
18 also.

19 They have a diverse set of partners, some being  
20 the College of the Siskiyous, the Butte Center for  
21 International Trade Development, Siskiyou County Public  
22 Works Department.

23 There are good reasons to expand. Notably, that  
24 more of our zone services would be able to be extended to  
25 more businesses that are not currently in the zone. If we

1 did expand, the zone would encompass over 20 towns in the  
2 county and over nine incorporated cities.

3           Notably, we have one company that is anxiously  
4 awaiting a zone expansion, and that is the company called  
5 Terramai. Was founded in 1991 and headquartered in  
6 McCloud. It's the first lumber company in the state  
7 solely dedicated to managing reclaimed lumber. Recently,  
8 they worked out a deal with a Napa County pipe company to  
9 obtain over 750,000 board feet of lumber that was  
10 originally destined for the landfill in Napa County.  
11 Instead, the material will be reconditioned and used as  
12 flooring products and furniture.

13           The owners, Richard and Erika McFarland, are very  
14 supportive of this zone expansion, as they would be  
15 eligible now for a loan, which would help them expand  
16 their operations and create more local jobs in the  
17 community. But Terramai is just one example of a business  
18 that is not in the zone now, but could also use our help.

19           Therefore, staff recommends that the Board  
20 consider Option 1, and that you approve Resolution  
21 2005-129 to expand the Siskiyou County zone.

22           That concludes my presentation. And if you have  
23 any questions, I'd be glad to answer them.

24           CHAIRPERSON MARIN: Can you just repeat  
25 everything, because now we have Assemblyman -- Board

1 Member Carl Washington with us. No. I'm kidding.

2 Let the record show that Mr. Washington came in.

3 Thank you.

4 Actually, I should tell you, I don't have any  
5 questions. But I just came from that zone. I went to  
6 Siskiyou County. I was in Mount Shasta, and I went to  
7 Yreka. I went to Dunsmuir. And so you know, I know the  
8 need out there. As a matter of fact, we discussed that.  
9 And I said, wow, this is perfect timing.

10 So I have no problems expanding this and actually  
11 allowing this to happen. As far as I'm concerned, every  
12 single county should be in an RMDZ zone. But that's my  
13 bias.

14 So any questions or problems or -- okay. Is  
15 there a motion?

16 COMMITTEE MEMBER PEACE: If there aren't any  
17 questions, I'd like to move Resolution 2005-129,  
18 Consideration of Application to Expand the Siskiyou County  
19 Recycling Market Development Zone.

20 COMMITTEE MEMBER WASHINGTON: Second.

21 CHAIRPERSON MARIN: Moved by Ms. Peace, seconded  
22 by Mr. Washington.

23 Call the roll on this one, and then we'll just go  
24 from there.

25 EXECUTIVE ASSISTANT JIMINEZ: Peace?

1 COMMITTEE MEMBER PEACE: Aye.

2 EXECUTIVE ASSISTANT JIMINEZ: Washington?

3 COMMITTEE MEMBER WASHINGTON: Aye.

4 EXECUTIVE ASSISTANT JIMINEZ: Marin?

5 CHAIRPERSON MARIN: Aye.

6 Tell all my good friends I did well by them.

7 SUPERVISOR MAU: I will certainly pass that on.

8 DEPUTY DIRECTOR WOHL: We'll put that on consent?

9 CHAIRPERSON MARIN: Absolutely.

10 DEPUTY DIRECTOR WOHL: The next agenda item is  
11 Board Item 13 or Committee Item C, Discussion and Update  
12 on the Board's Participation in the Collaborative for High  
13 Performance Schools, known as CHPS. And Bill Orr will  
14 present.

15 CHAIRPERSON MARIN: Mr. Orr.

16 (Thereupon an overhead presentation was  
17 presented as follows.)

18 BRANCH MANAGER ORR: Good afternoon. I'm Bill  
19 Orr with the Recycling Technologies Branch. Actually,  
20 going to do a tag team presentation with Dana Papke  
21 regarding CHPS this afternoon.

22 The purpose of this item is to give an update to  
23 the Board on what's happened lately with CHPS. There's  
24 been a lot going on. It's been a while since we presented  
25 information to the Committee, so it seemed like it was

1 about time.

2 --o0o--

3 BRANCH MANAGER ORR: Just by way of reminder,  
4 CHPS is a nonprofit organization that was incorporated in  
5 2001 and consists of the major energy, environmental, and  
6 education utilities and state agencies. More recently,  
7 CHPS has added architects and school districts to its  
8 Board of Directors.

9 --o0o--

10 BRANCH MANAGER ORR: Why are schools important?  
11 Well, in addition to the obvious benefits of that's where  
12 we educate our children, there is also an incredible  
13 amount of school construction going on. Basically at the  
14 national level, the U.S. Green Building Council estimates  
15 that schools are the second largest new construction  
16 sector behind residential and ahead of a distant third,  
17 which is retail.

18 Education also represents the third largest  
19 market for existing buildings. So that's all the schools  
20 that have already been constructed, and as they're  
21 renovated or modernized, could be built in accordance with  
22 the CHPS criteria and also could adopt existing practices  
23 for how they operate the school.

24 In California, the Department of Education  
25 estimates that \$5.2 billion is being spent per year on

1 school construction. About 80 schools currently are  
2 registered with CHPS, and that represents about 26 percent  
3 of the existing schools marketplace. In addition to that,  
4 30 percent of the existing schools are in need of major  
5 renovation over the next several years.

6 --o0o--

7 BRANCH MANAGER ORR: Now just by way of reminder,  
8 what is a high performance school? A high performance  
9 school is a good building. It's well constructed. It's a  
10 healthy building. It's a comfortable building in terms of  
11 temperature and acoustics and daylighting. It's also an  
12 efficient building in terms of use of energy, materials,  
13 and water. It's easy to maintain and operate. And it has  
14 a number of additional benefits that we'll be going into  
15 in a little bit more detail.

16 --o0o--

17 BRANCH MANAGER ORR: And the results of those  
18 features of high performance schools are things like  
19 increased test scores. Recent studies have shown that  
20 students progress much faster on tests. They improve  
21 their learning rate, and that other features, like  
22 acoustics, will actually improve the test scores simply  
23 because they can hear the teacher better and learn faster.

24 They also reduce operating costs through a  
25 variety of energy reduction and waste reduction measures.

1 The Energy Commission has actually done a study that  
2 concluded that about \$1,000 per classroom can be saved per  
3 year on energy alone. That can translate in your typical  
4 school to about \$30,000 per year in energy savings.

5 --o0o--

6 BRANCH MANAGER ORR: Now some of the softer  
7 benefits are the increased test scores that result in --  
8 well, actually, average daily attendance is a reflection  
9 of the dollars that schools get for students being in  
10 school. The days of the excused absence no longer exist.  
11 So if your student isn't in class, the school doesn't get  
12 the money.

13 It also can help keep the teachers. There's a  
14 lot of demand for teachers. And the more you can keep  
15 your current teachers happy and in your district, the less  
16 you have to spend training and recruiting new teachers.  
17 And then also on the environmental liability side, it can  
18 reduce claims from mold and other purposes and ultimately  
19 reduce the footprint on the environment.

20 --o0o--

21 BRANCH MANAGER ORR: Now, at this point, I'm  
22 going to turn the presentation over to Dana Papke, who  
23 will give you an overview of the Board's contributions to  
24 CHPS.

25 MS. PAPKE: Good afternoon, Committee members,

1 Chair Marin.

2 The Board has really been a key contributor to  
3 CHPS' efforts in a number of ways, including funding for  
4 key projects, such as the development of the original CHPS  
5 Best Practices Manual, as well as sponsoring our CHPS  
6 demonstration school in Santa Ana.

7 --o0o--

8 MS. PAPKE: There are currently four volumes to  
9 the CHPS Best Practices Manual. The most recent edition  
10 was released in 2004. That's the Maintenance and  
11 Operations Manual. This is intended to give guidance on  
12 practices to ensure that high performance schools are  
13 actually operated and maintained as intended.

14 CHPS also plans to release two additional  
15 volumes, a commissioning one and one on relocatable  
16 classrooms. And the Board is actually funding updates to  
17 the first three volumes with an emphasis on including an  
18 environmentally preferable products option, which is not  
19 part of it right now, and also some changes to  
20 construction and demolition waste management features.

21 --o0o--

22 MS. PAPKE: And within that change, we've  
23 proposed that there be a requirement that all schools  
24 divert 50 percent of their C&D waste, because right now  
25 that's just an optional credit and not mandatory. So we'd

1 like to see this change in the next edition. In order to  
2 help with the implementation of the Governor's Executive  
3 Order, Hancock, as you probably know, has proposed AB 315.  
4 And our hope is that this will enable schools to divert  
5 more C&D waste from the landfill as well as incorporate  
6 more recycled content products.

7 --o0o--

8 MS. PAPKE: Board staff are integral to the CHPS  
9 design trainings and provide a lot of technical expertise  
10 on waste management and materials efficiency.

11 --o0o--

12 MS. PAPKE: There are a few updates to our Heroes  
13 high performance demonstration school in Santa Ana I'd  
14 like to touch on.

15 --o0o--

16 MS. PAPKE: One of the main goals of the project  
17 was to divert 75 percent of the C&D waste from the  
18 landfill. And I just received some reports in the last  
19 week where we found that the project has actually diverted  
20 84 percent of the material from the landfill. And that's  
21 the demolition phase, which is a little more challenging  
22 to divert waste in that aspect. So that's good news.

23 --o0o--

24 MS. PAPKE: In addition to the C&D diversion, the  
25 project's intended to be a materials showcase

1 incorporating these recycled content products.

2 --o0o--

3 MS. PAPKE: The project is moving forward. As I  
4 mentioned, the demolition phase was a success. The plans  
5 have been approved by DSA. The site is clear. Right now,  
6 they're planning on moving forward with funding from the  
7 State Allocation Board. And if everything goes as  
8 intended, then the school should open in fall of 2006.

9 --o0o--

10 MS. PAPKE: Santa Ana is just one of 13 school  
11 districts that have passed Resolutions to require all  
12 their schools to meet the CHPS criteria. Here's a glimpse  
13 of some of the other districts statewide.

14 --o0o--

15 MS. PAPKE: To assist school districts with  
16 implementing the CHPS criteria, we did fund -- or the  
17 Board funded the development of the CHPS implementation  
18 road map, which will be included in the 2005 edition of  
19 the CHPS Best Practices Manual.

20 --o0o--

21 MS. PAPKE: Although CHPS is gaining national  
22 recognition as a self-certification system, the U.S. Green  
23 Building Council is working on their own schools  
24 application guide, and we're working closely with them to  
25 make sure that the efforts compliment each other.

1 --o0o--

2 MS. PAPKE: One of the most exciting recent  
3 accomplishments is that CHPS finalized a low-emitting  
4 materials table and released a database of recycled  
5 content products that contribute to good indoor air  
6 quality. And CHPS, as well as the Board, actually  
7 received a Certificate of Recognition for this project as  
8 part of the 2004 Governor's Environmental and Economic  
9 Leadership Award Program.

10 --o0o--

11 MS. PAPKE: In every year, in addition to its  
12 core programs, there are projects in the CHPS program plan  
13 and budget that will be implemented if direct funding is  
14 identified. Here is a list of the program proposals for  
15 this upcoming fiscal year. If there are any particular  
16 projects listed here that the Board would like us to  
17 pursue, please let us know. Thank you.

18 BRANCH MANAGER ORR: And just to wrap up, I've  
19 got three key issues that I wanted to highlight for the  
20 Committee's attention.

21 --o0o--

22 BRANCH MANAGER ORR: First, as was mentioned  
23 earlier, CHPS has been based with an initial group of  
24 stakeholders consisting of education, environment, and  
25 utilities. And they're actually looking at broadening

1 their membership to include other architects and  
2 engineers, and along with that are looking at changing the  
3 composition of the Board structure. The net effect to our  
4 Board is that we've been contributing on the order of  
5 \$25,000 a year as a primary CHPS stakeholder. And if this  
6 membership structure is fully implemented, that would  
7 reduce the Board's membership level to about \$5,000 a  
8 year. So that would be a definite benefit. And then the  
9 benefit for CHPS is, if there are more people involved,  
10 hopefully the budget for CHPS will grow as well.

11 In addition, as Dana mentioned earlier, the  
12 Executive Order that was signed by Governor Schwarzenegger  
13 calls for the development of high performance school  
14 guidelines by the State architect by the end of the year.  
15 It will be really important to work to make sure that any  
16 legislation that's passed in these guidelines are all  
17 consistent between each other so that there's no confusion  
18 with the schools in terms of what they need to implement.

19 And then the third area is in the area of  
20 education and training, specifically school's learning  
21 tool. And we've been working real close with the School  
22 Programs within the Board on the curriculum side to make  
23 sure that the school facility is, in turn, referenced in  
24 the science standards that are being developed through the  
25 education and the environment initiative so it basically

1 truly completes the loop. It closes the loop between the  
2 school facility, the improved learning environment, and  
3 the actual lessons that the school kids get on a daily  
4 basis. So those are three areas that I wanted to  
5 highlight.

6 And in closing, I just wanted to give my personal  
7 thanks to Dana; to Clark Williams, who's done a lot of  
8 training and other review work for CHPS; and also  
9 Marshalle Graham from the Office of Local Assistance, who  
10 has also been a key reviewer in terms of the maintenance  
11 and operations in other CHPS products.

12 In closing, the Board has been really the only or  
13 the key non-energy advocate on CHPS. And, really, I think  
14 that the Board is really in the position to have made CHPS  
15 what it is today in terms of funding all of those projects  
16 that Dana highlighted. And we just wanted to thank you  
17 for your continued support.

18 If there are any questions, I'd be glad to answer  
19 them.

20 CHAIRPERSON MARIN: Thank you, Bill.

21 Any questions for Bill?

22 Yes, Ms. Peace.

23 COMMITTEE MEMBER PEACE: So the attendance  
24 actually has gone up in these high performing schools,  
25 these CHPS schools?

1           BRANCH MANAGER ORR: Basically, that's the claim  
2 that's in the process of being verified now. The  
3 increased testing scores has been documented. One of the  
4 funding proposals that Dana referred to is that we  
5 basically want to do follow-up studies, like the  
6 daylighting study, to document that those improved ADA  
7 attendance numbers are actually verified. So that's one  
8 of those areas where we believe that to be true, but we  
9 need to document it. To use Chair Marin's, we need to  
10 measure it. So that's one of the areas that we have  
11 actually proposed to document those benefits. And that's  
12 why Dana described them as more the qualitative benefits,  
13 because we haven't been able to physically document those  
14 studies yet.

15           CHAIRPERSON MARIN: Thank you, Bill. It's trust,  
16 but verify.

17           Any other questions?

18           Thank you for the great work. Thank you, Dana.  
19 Thank you to everybody that put so much on this effort.  
20 And we know that our kids will be able to learn better if  
21 all of these schools are built this way. So thank you.

22           Patty, what's the next one?

23           DEPUTY DIRECTOR WOHL: That actually completes my  
24 portion of the Committee meeting. So now we move to Pat.

25           CHAIRPERSON MARIN: Yeah. Item Number 14 will

1 come directly to the Board. Thank you, Pat.

2 We have Patty and Pat. Hi, Pat.

3 DEPUTY DIRECTOR SCHIAVO: Good afternoon, Pat  
4 Schiavo, Diversion, Planning, and Local Assistance  
5 Division.

6 Just go over a few things that occurred over the  
7 last few weeks. In our efforts to implement AB 2176,  
8 that's the model ordinance for large venues and events, we  
9 had a public workshop. We received a lot of excellent  
10 comments that we can incorporate into our model plan. And  
11 so we anticipate bringing something forward to you either  
12 June or July with those comments and our efforts to  
13 implement that. That was good.

14 Staff have finalized an addition to the Board's  
15 school district waste reduction resources, and we  
16 partnered with DTSC to develop a web page identifying  
17 specific waste reduction activities that can take place in  
18 the transportation departments of those schools. So that  
19 should be up within the next month or so. So that's good.

20 Regarding disposal reporting regulations, you'll  
21 be seeing our request to have that approved for a 15-day  
22 comment period next week at the Board meeting in Anaheim.

23 And, finally, we've begun a new process. And if  
24 this is an indication, it looks like it will be pretty  
25 successful. We partnered with the County of San

1 Bernardino, and we set up a meeting with the County of San  
2 Bernardino representatives with the cities within and the  
3 haulers within the county to discuss activities here at  
4 the Board, tried to let them be more informed regarding  
5 our processes; how we perceive things; how we review  
6 processes; what 1066s mean to us; what a Compliance Order  
7 is, the process behind that; and what it takes to be  
8 fined, as well as our initiatives for looking at the  
9 measurement system in the future.

10           We also discussed something that's of more  
11 immediate importance to them, is how to deal with their  
12 huge amount of growth that's taking place down there into  
13 the foreseeable future. Construction and demolition waste  
14 being one of the main focuses. It was a really excellent  
15 open dialogue between the haulers and the city governments  
16 and the county as far as sharing information and  
17 experiences.

18           So we plan on taking that and looking at some  
19 next steps for what we can do to assist them in the near  
20 future. And this is a pilot to see how well it will work  
21 in the county, so we want to expand this effort into the  
22 future.

23           So those are the major highlights.

24           CHAIRPERSON MARIN: I think that was a great  
25 idea. Hopefully, some of the things that we are doing at

1 the Board level enable you and your staff to do precisely  
2 that. I think that that should be very well received by  
3 the jurisdictions. I don't know. I haven't gotten  
4 feedback yet on that, but I'm sure it will be very, very  
5 positive.

6 DEPUTY DIRECTOR SCHIAVO: Well, we have a couple  
7 of representatives from the county here today with their  
8 application for 1066 extensions, so you can ask them.

9 CHAIRPERSON MARIN: Thank you, Pat, for doing  
10 that. Those are the things this Board should be doing  
11 more and more. Thank you.

12 COMMITTEE MEMBER PEACE: What did you mention  
13 about large venue in the beginning of your report?

14 DEPUTY DIRECTOR SCHIAVO: That we had a workshop  
15 last week to discuss proposals for how to develop a model.  
16 So we put out some framework, got some comments. And we  
17 want to incorporate those comments. So we had some  
18 excellent participation. So we'll be bringing an item  
19 back to the Board either next month or in July  
20 incorporating the comments.

21 CHAIRPERSON MARIN: Pat, regarding that, I  
22 visited with the City of San Francisco the other day, and  
23 they were telling me at their ballpark that they do an  
24 outstanding job in recycling their food and everything  
25 there. I don't know whether they were able to participate

1 in your workshop. But my understanding -- they had me  
2 promise them I would go back to check it out. So I  
3 promised, and I need to go. But the City at least seems  
4 to be very excited as to what the ballpark is doing there.

5 DEPUTY DIRECTOR SCHIAVO: They're doing an  
6 excellent job. We had a workshop a few months back where  
7 we had representatives from Indian Wells as well as SBC  
8 Park share their information with us. So they're doing a  
9 great job.

10 COMMITTEE MEMBER PEACE: The ballpark in  
11 San Diego, the Padres' new ballpark, I was so pleased to  
12 see they had recycling containers there, because at the  
13 old stadium they didn't.

14 I think what is confusing to me, and maybe should  
15 be part of the suggestions with large venue things, is  
16 that their recycling containers were brown and their trash  
17 containers were blue. It seems to me if everybody is used  
18 to seeing recycling containers be blue, the more people  
19 see they're always blue, it just enforces in people's mind  
20 that's where the recyclables go, instead of them being a  
21 different color every place you go.

22 CHAIRPERSON MARIN: That's a great point. I'm  
23 going to go paint them.

24 DEPUTY DIRECTOR SCHIAVO: We'll go out and start  
25 a painting initiative then.

1           CHAIRPERSON MARIN: That's a great point. I  
2 think it makes a lot of sense. Everywhere you go, if you  
3 see blue, you think it means recycling. Standard colors,  
4 just like green, red, and yellow. Green, yellow and red,  
5 right. How is it? Okay. I never stop at the yellow  
6 so --

7           DEPUTY DIRECTOR SCHIAVO: That can stay our  
8 secret.

9           CHAIRPERSON MARIN: I just said it live on TV  
10 here. Oh, Lord.

11          Okay. Go ahead.

12          DEPUTY DIRECTOR SCHIAVO: That's it. I guess  
13 we're ready for the agenda.

14          CHAIRPERSON MARIN: Let's go.

15          DEPUTY DIRECTOR SCHIAVO: Item Number 15 will be  
16 presented by Eric Bissinger. And this is Consideration of  
17 the Amended Nondisposal Facility Element for the West  
18 Contra Costa Integrated Waste Management Authority in  
19 Contra Costa County.

20          MR. BISSINGER: Good afternoon. I'm Eric  
21 Bissinger with the Office of Local Assistance.

22          The West Contra Costa Integrated Waste Management  
23 Authority has amended the Nondisposal Facility Element by  
24 identifying and describing the Golden Bear Transfer  
25 Station and the West Contra Costa Sanitary Landfill Bulk

1 Materials Processing Center, two new facilities.

2 The Authority is also amending the NDFE  
3 describing adjustments to the West County Integrated  
4 Resource Recovery Facility, an existing facility. The  
5 Permits and Enforcement Division will be presenting an  
6 agenda item for the proposed permit for the new facility  
7 in the future.

8 The jurisdiction has submitted all required  
9 documentation for these facilities. And, therefore, staff  
10 recommends approval of this amendment to the West Contra  
11 Costa's NDFE. This concludes my presentation. And there  
12 is a representative here.

13 CHAIRPERSON MARIN: Thank you.

14 Who's the representative? How are you? Please  
15 come forward.

16 MR. DEVINE: Thank you, Chair, Members of the  
17 Board. I'm Steve Devine, the Executive Director of the  
18 West Contra Costa Integrated Waste Management Authority.

19 And I don't have a presentation for you, but I'm  
20 here to answer any questions you might have.

21 CHAIRPERSON MARIN: No, actually, if you come, we  
22 should at least call you to the podium. Otherwise, you  
23 can actually go in and tell your bosses --

24 MR. DEVINE: It's lovely here in Sacramento  
25 today.

1 CHAIRPERSON MARIN: -- you actually came before  
2 the Board.

3 I don't have any questions, actually, for you. I  
4 don't know if anybody else does. It's good to come and  
5 not have to answer any questions. That means you've done  
6 a good job. How's that?

7 MR. DEVINE: Thank you.

8 CHAIRPERSON MARIN: Thank you for coming. I  
9 really appreciate it. And as you know, we really  
10 appreciate when people help us fulfill our mandate.

11 MR. DEVINE: Likewise. Thank you.

12 CHAIRPERSON MARIN: Any questions,  
13 Mr. Washington? No.

14 Thank you for coming.

15 Is there a motion?

16 COMMITTEE MEMBER PEACE: I'd like to move  
17 Resolution 2005-105.

18 COMMITTEE MEMBER WASHINGTON: Second.

19 CHAIRPERSON MARIN: Moved by Ms. Peace, seconded  
20 by Mr. Washington.

21 And we'll substitute the previous roll call. And  
22 this should go on consent.

23 DEPUTY DIRECTOR SCHIAVO: Item 16 is  
24 Consideration of a Request to Change the Base Year to 2003  
25 for the Previously Approved Source Reduction and Recycling

1 Element for the City of Santee in San Diego County. And  
2 Zane Poulson will present this item.

3 MR. POULSON: Good afternoon, Committee members.

4 The City of Santee has requested a change in its  
5 base year to 2003. The City has requested a 52 percent  
6 diversion rate for the 2003 new base year. In addition,  
7 the City has submitted documentation showing it meets  
8 statutory conditions for claiming biomass diversion credit  
9 in 2003. With the staff recommended new base year and the  
10 biomass diversion, the City's 2003 diversion rate would be  
11 55 percent, of which 3 percent is from biomass diversion.

12 Board staff, therefore, recommend that the Board  
13 adopt Option 2, which would approve the City's new base  
14 year with staff recommendations, including the City's  
15 Disaster and C&D and disposal reduction claim.

16 Representatives from the City are available to  
17 answer any questions. This concludes my presentation.

18 CHAIRPERSON MARIN: Thank you very much.

19 Any representatives from the city here? Please  
20 come forward.

21 MR. RUIZ: Good afternoon. Edward Ruiz, Senior  
22 Analyst with the City of Santee.

23 MS. BOLDEN: And I'm Jacy Boldin, consultant to  
24 the City of Santee.

25 CHAIRPERSON MARIN: Thank you, Mr. Ruiz, for

1 being here. We really appreciate it. I like the fact  
2 that you're going from 52 to 55. That's very, very nice.  
3 It helps our effort on the Board meet that 50 percent  
4 threshold. And, hopefully, this will get us closer to  
5 that. We're at 48 percent now. And with cities like  
6 yours, our efforts really improve. So we really  
7 appreciate that.

8 Are there any questions for Mr. Ruiz?

9 COMMITTEE MEMBER PEACE: It's not a question. I'm  
10 just happy to hear, because a couple years ago I heard  
11 from some contractors they were having trouble being able  
12 to use the recycled aggregate in your roads and stuff down  
13 in Santee. But I've since heard that you're now  
14 encouraging that kind of reuse.

15 MR. RUIZ: Yes, we are.

16 COMMITTEE MEMBER PEACE: That's great. Thank  
17 you.

18 CHAIRPERSON MARIN: Mr. Washington. Nothing.  
19 Okay.

20 Well, then you get our approval. How's that?

21 Is there a motion to that effect?

22 COMMITTEE MEMBER WASHINGTON: I'd like to move  
23 adoption of Resolution 2005-107.

24 COMMITTEE MEMBER PEACE: Second.

25 CHAIRPERSON MARIN: Moved by Mr. Washington,

1 seconded by Ms. Peace.

2 And we will substitute the previous roll call.

3 Item Number 17.

4 DEPUTY DIRECTOR SCHIAVO: Keir Furey will present  
5 this item. And it's Consideration of a Request to Change  
6 the Base Year to 2002 for the Previously Approved Source  
7 Reduction and Recycling Element for the City of Redwood  
8 City, San Mateo County.

9 MR. FUREY: Good afternoon, Committee members.

10 The City of Redwood City has requested to change  
11 its base year to the year 2002 using the data from its  
12 previously approved 2002 generation study. The City is  
13 requesting a 46 percent diversion rate for the 2002 new  
14 base year. As a result of Board staff verification of the  
15 City's new base year study data, staff is recommending a  
16 number of changes. These changes can be seen in their  
17 entirety in Attachment 3 of this agenda item. With these  
18 changes, the City of Redwood City's diversion rate for the  
19 2002 new base year would remain at 46 percent.

20 Board staff has determined the information for  
21 the new base year has been adequately documented.  
22 Therefore, Board staff is recommending Option 2 of the  
23 agenda item.

24 This concludes my presentation. Thank you.

25 CHAIRPERSON MARIN: Thank you, Keir.

1 Any questions?

2 COMMITTEE MEMBER WASHINGTON: Madam Chair.

3 CHAIRPERSON MARIN: Anybody from the City of San  
4 Mateo?

5 MR. FUREY: Nobody from Redwood City is here.

6 CHAIRPERSON MARIN: I'm sorry. From Redwood  
7 City.

8 MR. FUREY: No, there is not anybody.

9 COMMITTEE MEMBER WASHINGTON: In terms of the  
10 City, now they still haven't met the 50 percent. Is there  
11 a plan for them to reach the 50 percent? Because you said  
12 they'll still be at the 46 percent.

13 MR. FUREY: They currently have a time extension  
14 going, and so they do have a plan. They are working on  
15 some other projects to bring them up to 50 percent.

16 COMMITTEE MEMBER WASHINGTON: Do you know what  
17 some of those projects are that they're working on? Do  
18 they have a green waste program? Do they have --

19 MR. FUREY: They have a pretty complete list of  
20 programs. They're with the South Bayside Waste Management  
21 Authority, a group of ten cities. They have a very  
22 extensive list of programs.

23 But they're still working on multi-family  
24 projects. They have a very high density area. They have  
25 a lot of multi-family units. It's one they're trying to

1 focus on to bring them up. Also, they're refocusing on  
2 commercial, trying to get their commercial accounts up and  
3 working on -- again, there's some minor amount of  
4 building. They're trying to make sure that all the  
5 building C&D debris gets captured with some upgrades to  
6 how they're managing their C&D ordinance. So those are  
7 some of the focuses I know they're working on trying to  
8 improve on with the time extension.

9 COMMITTEE MEMBER WASHINGTON: Thank you.

10 CHAIRPERSON MARIN: They actually have quite a  
11 few programs that they're working on. There are some that  
12 I can see where they even have backyard composting.

13 MR. FUREY: The county has a very extensive  
14 program. They've been working on that for years.

15 CHAIRPERSON MARIN: Some of the programs are  
16 small, but they're working on them.

17 Okay. Any further questions?

18 Motion for approval?

19 COMMITTEE MEMBER PEACE: I'd like to move  
20 Resolution Number 2005-108.

21 COMMITTEE MEMBER WASHINGTON: Second.

22 CHAIRPERSON MARIN: Moved and seconded.

23 With that, we will substitute the previous roll  
24 call, and we'll put it on consent.

25 Item Number 18.

1           DEPUTY DIRECTOR SCHIAVO: This is Consideration  
2 of a Second SB1066 Time Extension Application by Several  
3 Jurisdictions that Include: City of Antioch, Contra Costa  
4 County; San Mateo Unincorporated in San Mateo County; City  
5 of Fresno in Fresno County. And Eric Bissinger will  
6 present this item.

7           I would like to mention that we combine these for  
8 efficiency of the items. And we do have two sets of  
9 SB1066 items in this case. The second set is Item 21.  
10 And those are all San Bernardino items, so that's why we  
11 split that grouping the way we did. So Eric.

12           MR. BISSINGER: Good afternoon. I'm Eric  
13 Bissinger.

14           Unincorporated San Mateo County, the City of  
15 Fresno, and the City of Antioch have requested a second  
16 Time Extension through December 31st, 2005.

17           The specific reasons that Unincorporated San  
18 Mateo County needs a second Time Extension are as follows.  
19 The San Francisco International Airport represents a large  
20 portion of the Unincorporated San Mateo's waste stream.  
21 The airport is owned by the City of San Francisco and run  
22 by a separate Board. Coordinating diversion efforts with  
23 the airport have been a challenge over the years.

24           The county proposes the following programs:  
25 Implementing a food waste collection and composting

1 program throughout the county, including large generators  
2 such as San Francisco Airport. These diversion programs  
3 are projected to increase the county's diversion rate by  
4 approximately 9 percent.

5           The specific reasons the City of Fresno needs a  
6 second Time Extension is as follows: The City needs time  
7 to allow the City to realize full diversion potential for  
8 their residential curbside program. They need time to  
9 introduce a C&D ordinance to the City Council; complete  
10 the remaining waste assessments for the business sector;  
11 and allow the City to realize full diversion potential for  
12 their curbside green waste collection program. The City  
13 of Fresno anticipates a 21 percent increase in diversion  
14 rate with the implementation program enhancements  
15 described in their time extension.

16           The City of Antioch needs a second Time Extension  
17 for the following reasons: The City needs additional time  
18 to implement programs negotiating in the new franchise  
19 agreement with their hauler. The programs listed include  
20 an expanding residential curbside recycling franchise  
21 agreement. The new contract increases every residential  
22 capacity by implementing a commingled recycling program.  
23 They wish to increase economic incentives by restructuring  
24 residential garbage rates to increase incentives to  
25 down-size the garbage carts.

1           The City also adopted a C&D recycling ordinance  
2   and anticipates increased diversion.  
3   And the City wished to work with the top commercial  
4   generators by doing waste assessments. These diversion  
5   programs are projected to increase the City's diversion  
6   rate by approximately 8 percent.

7           Board staff has determined that the information  
8   submitted in these applications is adequately documented.  
9   Based on this information, Board staff is recommending  
10   that the Board approve the Time Extension request for  
11   Unincorporated San Mateo County, the City of Fresno, and  
12   the City of Antioch.

13           And representatives from these jurisdictions are  
14   available to answer any questions.

15           CHAIRPERSON MARIN: Okay. Let's see. We'll do  
16   one at a time.

17           Is there anybody here from the City of Antioch?  
18   Okay.

19           MS. HAAS-WAJDOWICZ: Good afternoon. Julie  
20   Haas-Wajdowicz with the City of Antioch.

21           CHAIRPERSON MARIN: Hi, Julie. Thank you so very  
22   much for coming.

23           I know that your rate was 37 percent for 2002 and  
24   45 percent for 2003.

25           MS. HAAS-WAJDOWICZ: Correct.

1           CHAIRPERSON MARIN: And what's it going to be  
2 next year?

3           MS. HAAS-WAJDOWICZ: You mean for 2004?

4           CHAIRPERSON MARIN: Yeah.

5           MS. HAAS-WAJDOWICZ: Honestly, I hope it stays  
6 somewhere close to 45 or goes up. It's so hard to tell.  
7 Our tonnage looks right now like it's higher than it was  
8 in 2003. But all of our diversion from our C&D ordinance  
9 that went into effect in May of last year should be making  
10 some changes to that. And then we're also dealing with  
11 the Pittsburgh Transfer Station. And, hopefully, through  
12 biomass and stuff like that, that number will come down.  
13 But we don't have all of our numbers in. Our curbside  
14 participation through our exclusive franchise agreement is  
15 up.

16          CHAIRPERSON MARIN: How long has that been in  
17 place?

18          MS. HAAS-WAJDOWICZ: Our exclusive franchise  
19 agreement? 1988, which is why we're having, you know,  
20 negotiations to try to improve it, since it was basically  
21 pre-AB 939. And we've been making changes as we go.  
22 We're trying to get a whole cohesive document to actually  
23 make it work for the next 15 years.

24          CHAIRPERSON MARIN: Are you in negotiations now,  
25 and how long before you actually have a good contract?

1 MS. HAAS-WAJDOWICZ: We're in negotiations now.  
2 We're still hoping we will have a full contract approved  
3 by Council sometime this year and the single-stream  
4 curbside service implemented by the end of the calendar  
5 year. So we are still hopeful that will happen. We're  
6 pretty close. So I have the draft agreement here. I'm  
7 making changes as we go.

8 CHAIRPERSON MARIN: Now let me understand this.  
9 The City of San Francisco -- that's the other one.

10 MS. HAAS-WAJDOWICZ: That's the other one.

11 MR. BISSINGER: That's the Unincorporated San  
12 Mateo County.

13 CHAIRPERSON MARIN: Okay. I was going to talk to  
14 you about San Francisco, but we won't. How's that?

15 MS. HAAS-WAJDOWICZ: Sounds good.

16 CHAIRPERSON MARIN: Thank you so very much. None  
17 of us here really -- we do the extensions, because that is  
18 allowed. But we really like to see jurisdictions try as  
19 hard as they possibly can work to meet the State mandate.  
20 And when we see jurisdictions that are really doing a good  
21 job and there's something else that they need, you know,  
22 we work with them. But you understand whatever you do  
23 really truly reflects on us. So if you're doing a poor  
24 job, then it reflects poorly on us. If you do a good job,  
25 it reflects good.

1           So none of us like second time extensions. None  
2 of us do. But it's your right, and you have a right to  
3 ask for that. We'll give it to you. But know that we are  
4 diligently looking after every jurisdiction to meet their  
5 mandated State goal.

6           MS. HAAS-WAJDOWICZ: The frustrating thing about  
7 it is at the time of your first Time Extension, we were at  
8 45 percent. And due to some problems with increased  
9 self-haul and everything, we took a dive. And it was very  
10 frustrating to us, because we were implementing new  
11 programs. We were adding material to our curbside  
12 recycling program. We were doing all this outreach. We  
13 were putting event recycling and stuff and everything.  
14 And to be doing all of this work and to see it still go  
15 down, it was very frustrating to us as well. So --

16           CHAIRPERSON MARIN: How is your C&D working out?

17           MS. HAAS-WAJDOWICZ: Our C&D recycling ordinance  
18 is working very well. We're at the time right now where  
19 we still have a lot of subdivisions. That's part of where  
20 the adjustment factors don't really qualify. We have a  
21 lot of construction growth that generates a lot of waste  
22 that doesn't get adjusted in our adjustment mechanisms.  
23 So we're seeing a lot of improvement with that. We just  
24 had one of our subdivisions come back with their final  
25 receipts for their first phase of the C&D ordinance.

1 Under 22 homes, they had a diversion rate of 85 percent by  
2 weight.

3 CHAIRPERSON MARIN: That is great.

4 MS. HAAS-WAJDOWICZ: So there's some really good  
5 diversion happening. And I know a fair amount of that  
6 would not have happened had we not had the ordinance.

7 CHAIRPERSON MARIN: Great. Well, good work.  
8 Thank you, Julie. We expect you to be at 50 by next year.

9 MS. HAAS-WAJDOWICZ: Me, too.

10 CHAIRPERSON MARIN: Thank you.

11 COMMITTEE MEMBER PEACE: That is great to see  
12 that your C&D ordinance is working so well. Do you have a  
13 recycled content purchasing policy?

14 MS. HAAS-WAJDOWICZ: We do. We've had a recycled  
15 content purchasing policy for a very long time. And we  
16 also do use the recycled content aggregate base in all of  
17 our projects.

18 CHAIRPERSON MARIN: Excellent.

19 Mr. Washington.

20 COMMITTEE MEMBER WASHINGTON: Madam Chair, to  
21 Pat, I'm hearing a lot of our jurisdictions are having  
22 problems with self-haulers. Maybe that's something we can  
23 talk about. We need to figure out what the problem is,  
24 because I've heard a lot of complaints about self-haulers.  
25 And we probably really need to try to figure out what we

1 can do to help assist in that area. Thank you.

2 CHAIRPERSON MARIN: Thank you, Julie.

3 MS. HAAS-WAJDOWICZ: Thank you.

4 CHAIRPERSON MARIN: We'll take the next one.

5 Should be San Mateo County Unincorporated.

6 MS. PULS: Hi. Good afternoon. Cheri Puls with  
7 San Mateo County Unincorporated.

8 CHAIRPERSON MARIN: Thank you, Cheri. Thank you  
9 for coming. I was allowing Julie to answer for you.  
10 Isn't that nice?

11 Cheri, you have 47 percent in 2002 and 2003.  
12 Tell me about the airport and what can we do, because  
13 San Francisco, as a city, has like 70 percent diversion  
14 rate. What's going on there?

15 MS. PULS: The San Francisco airport is a huge  
16 portion of the unincorporated waste stream. And we have  
17 been working directly with them for years. But the  
18 airport is like a city of its own. And the San Francisco  
19 Airport Commission is following the policies of the City  
20 of San Francisco, and they're doing very well.

21 That is only a portion of what's happening at the  
22 airport. There are a number of independent tenants there,  
23 and there has also been a lot of construction activity.

24 So it's really three separate pieces. And we  
25 have worked with airport staff. We have worked with City

1 staff. And we have worked directly with the hauler. And  
2 we have finally unraveled much of the situation out there,  
3 and we have peeled away enough layers of data to discover  
4 that there is one significant large generator out there  
5 that has predominantly food waste. And it's a tremendous  
6 amount, over 5,000 tons of potential diversion, pretty  
7 much sitting in one container. And we immediately, upon  
8 discovering this, went to work with the hauler and started  
9 a pilot program. And this food waste has been being  
10 diverted since October of last year and being taken  
11 directly to a composting facility. And the hauler has  
12 purchased a new vehicle, and it's working quite well. And  
13 as soon as they get fully ramped up, we expect tremendous  
14 potential with that particular account.

15 At the same time, we have continued to work with  
16 the City of San Francisco on their portion of the airport,  
17 which is all of the administrative buildings. And they  
18 are currently in the process of issuing a new RFP for  
19 collection. And they have for quite a while had a 50  
20 percent diversion requirement.

21 So we're involved with that process. And we are  
22 in the process of hiring some outside assistance to help  
23 us identify with the independent tenants out there who the  
24 largest generators are so we can continue to target them  
25 individually.

1           So we have been working with them for a long,  
2 long time, and it seems like we kind of finally broke  
3 through and everything is now falling into place. And we  
4 should see some really good progress over the next year or  
5 two.

6           I'd also like to clarify in the food waste  
7 programs we have going, it's not one. We actually have  
8 two. The airport is served by a hauler that works in the  
9 north part of our country, but a separate hauler serves  
10 the peninsula side of the county.

11           And they also recently started a food waste  
12 composting program targeted at large businesses. And they  
13 don't service the airport, but they service a lot of other  
14 large accounts. And that program went into effect last  
15 September. And they have a number of accounts on board  
16 already.

17           We are working diligently within our own county  
18 facility buildings to implement the jails, the hospitals,  
19 the youth services facility, any of our facilities that  
20 produce food waste, and also any of our large businesses  
21 in the unincorporated areas. And so far, the program, due  
22 to its up-front training, has really low contamination  
23 levels and has been well used by the businesses because  
24 they've gotten good up-front training. So it's off to a  
25 really good start. So we expect some good diversion from

1 that one as well.

2 CHAIRPERSON MARIN: Great to hear that.

3 You know, I just went on this tour of a whole  
4 bunch of different counties and a whole bunch of different  
5 facilities. And we stopped at a prison, and their food  
6 waste, they have this machine that goes through it, and it  
7 takes all the water out of the food waste. And the amount  
8 that comes out of that is just so small. And then they  
9 compost it, and they compost it right there in their  
10 facilities.

11 But I was extremely impressed with this  
12 particular machine. It's like a drier. Actually, like a  
13 washing machine, actually, and it takes all the water out.  
14 That's what it is. But it is amazing -- and I'm sure they  
15 will have something similar of equipment like that. But  
16 just the amount of water that is contained in food is  
17 pretty significant. And when you take that out, you  
18 reduce the volume and the weight significantly.

19 So I'll tell you where I went. I went to jail.  
20 How's that? No, I didn't. But good to hear that you're  
21 having that program.

22 And when I visited San Francisco a couple of  
23 weeks ago or two weeks ago, they were telling me how  
24 successful they are with their food waste and how they're  
25 composting it and so forth. So I'm glad to hear that you

1 are now going in the right direction.

2 MS. PULS: Both of our food waste programs got  
3 started at the end of 2004, but they're both looking like  
4 they'll be extremely successful.

5 We also implemented a C&D ordinance a year or two  
6 ago, and we're just now seeing the affects of that as  
7 well. And our 2004 disposal tonnage is down 10 percent  
8 over what it was in 2003. So I think that we'll be  
9 quickly actually over the 50 percent, hopefully.

10 CHAIRPERSON MARIN: Well, you know we want you to  
11 be successful. We really want you to reach more than  
12 50 percent. So whatever we can do to help as well, that  
13 will be the case.

14 Thank you, Cheri. Thank you for coming.

15 COMMITTEE MEMBER PEACE: Can I ask one question?

16 Congratulations. Sounds like you're doing all  
17 the right things and you're getting on the right path.

18 Does San Mateo Unincorporated have a recycled  
19 content purchasing policy in place?

20 MS. PULS: San Mateo County does, yes.

21 COMMITTEE MEMBER PEACE: Is it the unincorporated  
22 area?

23 MS. PULS: We have one in place for county  
24 operations, so county government.

25 COMMITTEE MEMBER PEACE: What kind of things do

1 you purchase that are recycled?

2 MS. PULS: All of our office paper, office  
3 products, aggregate. I'm not sure I can tell you the  
4 whole list, because I don't do all the purchasing.

5 COMMITTEE MEMBER PEACE: I'm glad you have one.  
6 Thank you.

7 CHAIRPERSON MARIN: And last, but not least, City  
8 of Fresno.

9 MR. GEDERT: Hi. My name is Bob Gedert. I'm  
10 Chief of Operations, City of Fresno, Solid Waste Division.  
11 Happy to answer any of your questions.

12 CHAIRPERSON MARIN: Well, let's see, 29 percent  
13 diversion rate.

14 MR. GEDERT: If you notice, in 2001 -- from the  
15 beginning until 2001, we had a great growth in our  
16 diversion rate. That was caused by our residential  
17 three-cart system. And the full effect of the three-cart  
18 system was experienced in 2001-2002.

19 Our weakness is commercial recycling. That's my  
20 territory there. That's what I'm working on. And we're  
21 being far more aggressive in 2004, 2005, 2006 on our  
22 commercial recycling program.

23 In addition, a weakness was government  
24 facilities. In the last 6 months, we brought all  
25 government facilities within the city limits online with

1 recycling. And there is a mandatory ordinance for  
2 recycling with all city municipal programs. So you're  
3 seeing the 29 percent. We have some weaknesses. I think  
4 we've identified those weaknesses in our second request.

5 CHAIRPERSON MARIN: Bob, I don't know the ranking  
6 of Fresno in as far as the largest -- I don't know whether  
7 it's in the top ten cities --

8 MR. GEDERT: By population, we're the sixth  
9 largest in the state. Our population, if you note in the  
10 chart, 2002, the population was 442,000. Last year, we  
11 were estimating our population at 485,000. And our  
12 Department of Development believes we'll reach 500,000 by  
13 the end of this year. So the growth rate is really -- and  
14 that's the population base. That's the residential  
15 programs as well.

16 But on the commercial, we're experiencing 8 to 9  
17 percent growth last year in the commercial waste stream.  
18 And so that's compounding the program. But it's also  
19 opportunity for recycling as we're looking at all. The  
20 growth rate for this year has slowed down a little bit.  
21 We're hoping that it becomes more reasonable pace. But 8  
22 to 9 percent last year stripped out a lot of our  
23 programming.

24 CHAIRPERSON MARIN: One of the challenges for big  
25 cities -- and it's a direct challenge to us, because as I

1 was explaining to people in the very beginning, when you  
2 don't succeed, it's a reflection on us as well. If you're  
3 the sixth largest city and you have a 29 percent diversion  
4 rate -- and we have San Francisco, which is probably the  
5 third, if not the second largest, and they're at 70  
6 percent. You know, we're very happy with San Francisco  
7 obviously. They're doing an incredible job. We want you  
8 to be like San Francisco.

9 MR. GEDERT: We'd like to go there as well. We  
10 have two answers to that. One is we're looking at the  
11 major cities that have 50 percent plus, including  
12 San Francisco. We're looking at their programming, and  
13 we're trying to model off of some of their program.  
14 Since, for instance, the C&D ordinance. We're pursuing  
15 that in --

16 CHAIRPERSON MARIN: You don't have one?

17 MR. GEDERT: We have one in writing, but not  
18 approved through Council. It's going through a rewrite.

19 CHAIRPERSON MARIN: Your Council needs to approve  
20 that.

21 MR. GEDERT: And this year it will be approved.

22 CHAIRPERSON MARIN: This month.

23 COMMITTEE MEMBER WASHINGTON: Does the County  
24 have a C&D?

25 MR. GEDERT: The County has a C&D disposal ban at

1 the landfill, which has helped. But they're looking at an  
2 ordinance that requires reporting of all waste flows for  
3 recycling of C&D. So we're looking through our  
4 Development Department as they permit construction, new  
5 construction, and remodeling to tag on the requirements.

6 CHAIRPERSON MARIN: But I hope your Council  
7 understands that if you don't have an ordinance, it's far  
8 more difficult to get development, especially with the  
9 growth that you are experiencing.

10 MR. GEDERT: And we believe we have the support  
11 of Council. We have to rewrite the ordinance to fit some  
12 new regulations at the Department of Development. But  
13 we're almost there. In large venues like the Grizzlies  
14 Baseball Stadium, the Convention Center, the airport, we  
15 have implemented recycling programs within the last year.  
16 So we believe we're hitting some of the bigger entities,  
17 the bigger venues.

18 CHAIRPERSON MARIN: Does your Council understand  
19 if they don't meet the mandate that there's a \$10,000 --

20 MR. GEDERT: I believe the Council does recognize  
21 it and take it seriously. I believe the Council is  
22 supportive of our recycling programs. Implementing each  
23 program takes a little bit of time. It's a time issue  
24 more than anything else.

25 CHAIRPERSON MARIN: But in other cities and

1 certainly the major cities, they have been able to do  
2 that.

3 MR. GEDERT: That's right. And we're behind on  
4 the time scale, with apologies.

5 To give you an idea of the City's commitment, the  
6 Mayor has recently provided support through an advertising  
7 campaign. We've just signed a contract for a \$300,000  
8 advertising campaign, radio, TV, newspaper ads, with the  
9 Mayor being the public spokesperson for our recycling  
10 program. The Mayor's also just last week just signed onto  
11 a Business Recycling Awards Program, our first awards  
12 program tied together with the State WRAP Program. And  
13 our first awards will be awarded on November 15th, America  
14 Recycles Day. So that's just being geared up, and with  
15 the Mayor's support.

16 So we believe we have the City's support. We  
17 just have a long road to haul.

18 CHAIRPERSON MARIN: Well, I don't want to speak  
19 for all of the members. Each one will speak for  
20 themselves. But I can tell you, we cannot wait a year for  
21 a C&D ordinance. I'm very serious about that.

22 MR. GEDERT: And we can't either. It's our goal  
23 to get that accomplished by the end of the summer.

24 COMMITTEE MEMBER PEACE: It says here in your  
25 plan you were supposed to have one implemented by early

1 2005. So what's been the holdup?

2 MR. GEDERT: If the game plan had gone through as  
3 planned, we would have the ordinance in place right now.  
4 Our snag was the Department of Development in our city  
5 went online in February with a new application process for  
6 new construction, and it's web based. And about 40, 45  
7 percent of their applications are now online. And by the  
8 end of July, 100 percent of their permits are going to be  
9 online. We've had some mechanical problems as well as  
10 philosophical problems trying to connect with that new  
11 system. So it's delayed us a little bit, but it's not  
12 going to stop us.

13 MS. WILLMON: Madam Chair, I'm Tabetha Willmon  
14 with the Office of Local Assistance. Terri Edwards and I  
15 have gone down to visit Fresno and monitor the progress of  
16 their SB1066.

17 We did sit down with Bob and Sally Lopez late  
18 last year to look at the various programs and talk to them  
19 about their commercial recycling approach as well as  
20 getting the C&D program up and running, because that is  
21 very critical. In addition, getting commercial recycling  
22 on board and looking -- we talked to the City about  
23 potentially looking at mandatory commercial, the various  
24 different options, because it's taking a very much  
25 voluntary approach at this point going out doing the waste

1 assessments with the various businesses. And we were  
2 trying to stress that there may be other avenues the City  
3 needs to look at.

4 One of the concerns that was brought up at this  
5 meeting was the need for additional political support down  
6 there. And so that's one of the things that we were  
7 trying to work with the City --

8 CHAIRPERSON MARIN: Maybe we can have the Mayor  
9 come in or the Council members or their City Manager.

10 MS. WILLMON: Exactly. To understand exactly the  
11 importance of getting the recycling going down there and  
12 getting up to speed with all of the other cities. So that  
13 was, you know, brought to our attention, that it was  
14 lacking a bit in that area. So I'd like to put that on  
15 the table.

16 COMMITTEE MEMBER PEACE: Do you think putting  
17 them on a Compliance Order would maybe get the attention  
18 of the Mayor and the City Council?

19 MS. WILLMON: It could. That's one avenue. The  
20 reason we were not going for compliance at this point in  
21 time is because they were continuing to make some  
22 progress, although it being a little bit slower. This was  
23 kind of the last opportunity.

24 CHAIRPERSON MARIN: But let me ask you, you went  
25 there when?

1 MS. WILLMON: We went there the end of 2004.

2 CHAIRPERSON MARIN: October? November?

3 December?

4 MS. WILLMON: Terri, do you recall?

5 MS. EDWARDS: I think it was like November.

6 CHAIRPERSON MARIN: So six months ago. And we  
7 have no ordinance. I used to be a Council member. No  
8 emergency ordinance. There's more than that.

9 MR. GEDERT: Can I add a moment?

10 CHAIRPERSON MARIN: Bob, we don't want to put you  
11 on the spot, but you are on the spot.

12 MR. GEDERT: I'm okay with being on the spot.  
13 And I am apologetic for the slow time line. In addition  
14 to working on the C&D ordinance -- which is slower than it  
15 should be, I agree. The C&D ordinance will be in place by  
16 the end of summer. I know that.

17 CHAIRPERSON MARIN: But it was supposed to be at  
18 the beginning of this year.

19 MR. GEDERT: Yes, it was planned to be.

20 COMMITTEE MEMBER WASHINGTON: Why didn't you pass  
21 any emergency regs?

22 MR. GEDERT: Sorry?

23 COMMITTEE MEMBER WASHINGTON: Why didn't you guys  
24 pass some emergency regs for the C&D while you were  
25 working on getting whatever you were working on?

1           MR. GEDERT: I don't believe that was an option  
2 on the table from the Department of Development. But I  
3 can go back with that option.

4           What I would like to add -- and based on our  
5 meeting that we had in November, we basically came up from  
6 that meeting an importance on two ends. One is to capture  
7 more of the commercial recycling opportunities. And since  
8 that meeting, we've increased our staff up to seven sales  
9 staff that are working on site visits and waste audits.  
10 We are now performing 225 waste audits per month. It's a  
11 far more aggressive program. Last month, we gained 150  
12 new commercial businesses onto recycling. So we're  
13 starting to see some positive effects of a more aggressive  
14 commercial recycling program.

15           And tied with that is the municipal and large  
16 venue entities that just came on in the last six months.  
17 So we feel that meeting was a very productive meeting six  
18 months ago, but it was also a wake-up call for us. We  
19 believe if we have a second extension, we can make it to  
20 that 50 percent. But we have a lot of work to do this  
21 year.

22           COMMITTEE MEMBER WASHINGTON: I would have  
23 thought that the Crippen fire would have really raised  
24 awareness. All of us were down there helping with the  
25 City in the effort. And for you to say to me they're

1 still moving at a snail's pace, that doesn't speak well  
2 for the City. Because they had direct access as to what  
3 was going on. And these are the concerns they raised with  
4 us. We don't ever want this problem again, but yet they  
5 won't put an ordinance in place to stop it.

6 MR. GEDERT: The ordinance is --

7 BOARD MEMBER WASHINGTON: With that fire, they  
8 should have had emergency regs in place. They came here.  
9 The Mayor came here. All those folks said, "Help us,  
10 Waste Board. We're going to do everything we can so it  
11 won't happen again." And you're standing here almost a  
12 year -- when was the Archie Crippen fire?

13 MR. GEDERT: Two years ago.

14 COMMITTEE MEMBER WASHINGTON: Two years ago.  
15 That's incredible.

16 MR. GEDERT: Within that two years, the Mayor  
17 established an emergency task force to deal with the  
18 fallout of the Crippen fire.

19 COMMITTEE MEMBER WASHINGTON: Why didn't he  
20 establish the emergency regulations?

21 MR. GEDERT: They implemented some emergency  
22 regulations on the control of facilities within the city  
23 limits, the control of wood waste, in particular, as well  
24 as any other burnable items, transfer facilities, and so  
25 forth. They went down that path there. And part of that

1 discussion with that Mayor's task force was a C&D  
2 ordinance. There is support for the C&D ordinance.

3 The only delay is not a point of resistance. The  
4 only delay is the engineering into new technology with  
5 moving from a paper system to a web-based system. I  
6 perceive that to be the only part of the delay.

7 CHAIRPERSON MARIN: Bob, I want to ask staff some  
8 questions. Tell me the options we have here. Because I  
9 feel that maybe we need to motivate them a little bit  
10 more.

11 DEPUTY DIRECTOR SCHIAVO: I would suppose what  
12 we -- couple options. One is we could maybe amend the  
13 1066 application to have some specific tighter time frames  
14 for the C&D ordinance, for example. That seems to be the  
15 major constraint. We can up the number of commercial  
16 businesses put online. That's another given date. We can  
17 up that. So working within the 1066 application we can do  
18 those things.

19 You know, the other approach is a Compliance  
20 Order, which we have to come back and bring that forward.

21 The other is good faith effort, which obviously  
22 isn't an option but --

23 CHAIRPERSON MARIN: I'm actually very seriously  
24 considering a Compliance Order. When I read all their  
25 background information and all of that, I said, "Why are

1 we doing this?" It seems to me they're moving at a very  
2 snail's pace. And that's my initial reaction actually.

3 I'm wondering -- we have one week before it comes  
4 to the full Board, if you can rework this. Because the  
5 other thing I would like to consider for the Board meeting  
6 is actually moving them into compliance. And I don't know  
7 that we have the entire Board with that. But maybe your  
8 City Manager or one of your Council members or your Mayor  
9 can come to our Board meeting, although that's going to  
10 take place in Anaheim. This is very serious, Bob.

11 MR. GEDERT: And we take that seriously.

12 CHAIRPERSON MARIN: I'm a former Mayor of a city.  
13 I know that if there was a problem, we can pass an  
14 expedited regulation overnight, you know. Or we can take  
15 our sweet time and say, hey, until we have to, we don't  
16 have to.

17 I am one that will work with the jurisdiction  
18 until we've bent forwards and backwards for them. But it  
19 seems to me, especially because you are one of the largest  
20 cities in the entire state, that we look up to you for  
21 leadership. People look up around you and say, "What is  
22 Fresno doing?" And when Fresno is not doing a good job,  
23 you know, that unfortunately has an undesirable effect.  
24 And when you have a city like San Francisco that is doing  
25 remarkably well and you have city of Los Angeles, the

1 largest city, over 50 percent, that should give you guys  
2 some pause for thought.

3 MR. GEDERT: We do take it seriously. We believe  
4 that many of the programs we've implemented in the last  
5 six months have helped.

6 We're also pursuing a waste study to validate  
7 perhaps a new baseline year. We believe the numbers are  
8 more impressive than what they show on paper, but we have  
9 to prove that. And a waste study will help. And that  
10 will be performed this year. And that's in our budget.  
11 That's guaranteed.

12 But I hear your concern. And I will go back on a  
13 C&D ordinance and pursue emergency action on that. I  
14 will. And I'm agreeable to time lined restrictions. I'm  
15 agreeable.

16 CHAIRPERSON MARIN: Okay. How does the Committee  
17 feel?

18 Ms. Peace.

19 COMMITTEE MEMBER PEACE: I kind of feel the same  
20 you do, Madam Chair. I think we need to look into maybe  
21 putting them on a Compliance Order. Because trying to get  
22 21 more percent diversion by the end of the year, that's  
23 pretty lofty. What would happen if they didn't get this  
24 increase, this 21 percent increase that they think they  
25 can get?

1           DEPUTY DIRECTOR SCHIAVO: Well, two things. One  
2 is we look at the numbers as an indicator. If they  
3 complied and implemented the programs fully like they  
4 committed to, we would definitely have to focus on why the  
5 numbers are remaining low. That could be product of a bad  
6 base year, adjustment factors, disposal reporting. So we  
7 couldn't just automatically infer they're on compliance  
8 because their numbers are low, because there are other  
9 issues at hand.

10           The other thing that we run into is the numbers  
11 tend to be in arrears. So if you implement all the  
12 programs right now, we wouldn't see the results for two  
13 more years. So in fairness, we do have those things that  
14 are outstanding.

15           CHAIRPERSON MARIN: But we're working with  
16 two years' data. It's very low.

17           DEPUTY DIRECTOR SCHIAVO: So the critical piece  
18 is setting up whatever time line we want with whatever  
19 programs we think they need to have in line. And, you  
20 know, are they fully implementing those programs? That's  
21 the key piece there, because that shows the commitment.  
22 If they don't do that, obviously there's no commitment.  
23 If they miss the time lines, there's not the commitment.

24           CHAIRPERSON MARIN: Clearly, that's why we were  
25 shocked when you don't have an ordinance for -- what about

1 for recycled content?

2 MR. GEDERT: Recycled content, we have an  
3 internal policy on purchasing recycled content. We  
4 purchase through a contract with Office Depot on all of  
5 our office equipment and our furniture and so forth. And  
6 there is a preference for recycling.

7 I would add on the numbers that our study -- our  
8 waste study that we wish to perform will give us more  
9 current numbers. The 29 percent is 2002 numbers. We  
10 believe we're closer -- without validation of numbers, we  
11 believe we're around 38 percent. But that's still not the  
12 50 percent that needs to be there.

13 CHAIRPERSON MARIN: That we were mandated five  
14 years ago.

15 MR. GEDERT: And we control -- the City of Fresno  
16 controls 70 percent of the waste stream; 30 percent  
17 controlled by the private sector. We are looking at  
18 better numerical documentation of the private sector so we  
19 can see what's going on there, too.

20 CHAIRPERSON MARIN: Okay. Mr. Washington.

21 COMMITTEE MEMBER WASHINGTON: Again, I hope that  
22 they really do understand. We have legislation in place  
23 now by Assemblywoman Sarah Reyes based on what happened in  
24 Fresno. And so I'm really taken aback.

25 And had I known, I would have personally come

1 down, as I've done for many cities, and said to the  
2 Council, you need to do something quickly to show that  
3 you're serious about this. They need to put an ordinance  
4 in place. And if you can get emergency ordinances or  
5 something that place, that needs to happen ASAP.

6 And, Madam Chair, I would certainly be willing to  
7 go down with you and speak before your Council to tell  
8 them the seriousness of this and to make it happen as soon  
9 as possible.

10 MR. GEDERT: I will definitely deliver that  
11 message. And I appreciate your support, because I might  
12 need your support. But I don't detect resistance, but I  
13 detect time line issues. And the message I'm hearing is  
14 move the time line up.

15 COMMITTEE MEMBER WASHINGTON: Like Madam Chair  
16 said, coming from local government, we understand all of  
17 that. And we know that when something needs to happen, it  
18 happens immediately.

19 CHAIRPERSON MARIN: Well, let's see. I certainly  
20 would love to request the presence of one of your either  
21 Council members, Mayor, City Manager at our next Board  
22 meeting. Because who knows. We may put you on  
23 compliance.

24 MR. GEDERT: I will bring someone along.

25 CHAIRPERSON MARIN: This goes without

1 recommendation to the Board.

2 Thank you, Bob.

3 COMMITTEE MEMBER WASHINGTON: Split it up.

4 COMMITTEE MEMBER PEACE: That's what I don't

5 understand when you group all of these together, because

6 two of them were okay and one is not.

7 DEPUTY DIRECTOR SCHIAVO: We can go ahead with

8 the first two on consent and this one hold over.

9 CHAIRPERSON MARIN: That's exactly what I meant.

10 Thank you for reading my mind.

11 COMMITTEE MEMBER WASHINGTON: I second what she

12 meant.

13 CHAIRPERSON MARIN: Okay. Let me ask, do I need

14 to take a vote on this one then? Okay. So we would need

15 the Resolution.

16 COMMITTEE MEMBER PEACE: How do you do the

17 Resolution on this one when two of them are on consent and

18 one we're bringing to the full Board?

19 CHAIRPERSON MARIN: The Resolution will only

20 include the two. And let me just get the Resolution

21 number. 2005-109. That would be consideration of the

22 extension by the City of Antioch, Contra Costa County; San

23 Mateo Unincorporated.

24 COMMITTEE MEMBER WASHINGTON: With the exclusive

25 of City of Fresno. That would be my motion.

1 CHAIRPERSON MARIN: Motion by Mr. Washington.  
2 COMMITTEE MEMBER PEACE: Second.  
3 CHAIRPERSON MARIN: Seconded by Ms. Peace.  
4 And we will call the roll on that one.  
5 EXECUTIVE ASSISTANT JIMINEZ: Peace?  
6 COMMITTEE MEMBER PEACE: Aye.  
7 EXECUTIVE ASSISTANT JIMINEZ: Washington?  
8 COMMITTEE MEMBER WASHINGTON: Aye.  
9 EXECUTIVE ASSISTANT JIMINEZ: Marin?  
10 CHAIRPERSON MARIN: Aye.  
11 Now, is that revised? Would that be revised?  
12 DEPUTY DIRECTOR SCHIAVO: Revised.  
13 CHAIRPERSON MARIN: Okay. And then we will have  
14 a different motion for the City of Fresno. A different  
15 number; right?  
16 Okay. That goes without recommendation to the  
17 Board.  
18 Okay. Next item -- Bob, I really appreciate you  
19 being here.  
20 MR. GEDERT: I appreciate your patience, and we  
21 will come with better time lines.  
22 CHAIRPERSON MARIN: Thank you, sir.  
23 Okay. Item Number 19.  
24 DEPUTY DIRECTOR SCHIAVO: This is Consideration  
25 of the Application for an SB1066 Time Extension by the

1 City of Lake Elsinore, Riverside County. And Melissa  
2 Vargas will present.

3 MS. VARGAS: Good afternoon, Committee members.

4 The City of Moreno Valley and Lake Elsinore have  
5 requested a first time extension through December 31st of  
6 2005.

7 The reasons the City of Moreno Valley needs a  
8 time extension is: The City will work to offer recycling  
9 at multi-family complex and commercial sectors. In  
10 addition, the City will also adopt a C&D ordinance to  
11 address the C&D material. These diversion programs are  
12 projected to increase the City's diversion rate by  
13 approximately 13 percent in an effort to exceed the 50  
14 percent diversion requirement.

15 The reasons the City of Lake Elsinore needs a  
16 time extension is: The City will provide intensive  
17 outreach programs to residential and commercial sectors.  
18 In addition, the City will also adopt a C&D ordinance to  
19 address the C&D material. These diversion programs are  
20 projected to increase the City's diversion rate by  
21 approximately 7 percent in an effort to exceed the 50  
22 percent diversion requirement.

23 Board staff has determined that the information  
24 submitted in the applications is adequately documented.  
25 Based on this information, Board staff is recommending

1 that the Board approve the first time extension request  
2 for the cities of Moreno Valley and Lake Elsinore. Both  
3 city representatives are present to answer any questions.  
4 This concludes my presentation.

5 CHAIRPERSON MARIN: Thank you. And who's here?

6 MS. VARGAS: Eliza Echevarria for the City of  
7 Moreno Valley and Danielle Maxson for the City of Lake  
8 Elsinore.

9 CHAIRPERSON MARIN: Okay. Eliza.

10 MS. ECHEVARRIA: Eliza. Good afternoon, Madam  
11 Chair and members of the Board. My name is Eliza  
12 Echevarria, and I'm with the City of Moreno Valley. I'm a  
13 representative for their solid waste and recycling  
14 programs.

15 CHAIRPERSON MARIN: Thank you very much. Let's  
16 see. Well, you heard the previous discussions. So you  
17 are with the City of Moreno Valley. That's 41 percent  
18 diversion rate for 2003.

19 MS. ECHEVARRIA: Actually, it's 45 percent  
20 diversion rate once we plugged in our biomass, because  
21 that was a preliminary number. We did the time extension  
22 in February prior to the submittal of our annual report.  
23 And it's actually 45 percent.

24 CHAIRPERSON MARIN: Staff, 45 percent? What I  
25 have here is 41 percent, so I understand that.

1           Eliza, you've heard the discussions before, and  
2 I'm surprised that your city ordinance -- you don't have  
3 it. You're going to implement the C&D ordinance?

4           MS. ECHEVARRIA: We actually have a date. It's  
5 May 24th, this coming month, to adopt the C&D ordinance.

6           I want to explain to you the reason why we  
7 hadn't. We looked at this issue last year, realizing that  
8 our city is growing at a very rapid rate and that we  
9 wanted to put something in place. But we had some  
10 conflicting -- just some conflicting information with  
11 whether it would really be beneficial or not. And we  
12 didn't want to just go in with an ordinance. We wanted to  
13 kind of evaluate it.

14           So what we did was went to the local task  
15 force -- Riverside County Local Task Force, and we have a  
16 subcommittee on C&D to look at that. Well, that was  
17 moving kind of slow. It's a very overwhelming task to  
18 look at the whole county and what is going on.

19           What the City then at that point in time decided  
20 to do was to move forward with the ordinance. We  
21 basically had the draft in place. We were just polishing  
22 it up to make sure it fits with our hauler and with our  
23 building and safety and our land development so that we  
24 can have a comprehensive ordinance that will work.

25           CHAIRPERSON MARIN: I appreciate that. I

1 understand why you would want to take a look and see if it  
2 works. We can tell you that it works. We can tell that  
3 you cities that have those ordinance, magic happens. All  
4 of a sudden, things begin to be diverted.

5 MS. ECHEVARRIA: I think it was in March that we  
6 actually submitted a notification to all of our developers  
7 and are filtering those letters through our building and  
8 safety inspectors, our land development inspectors. And  
9 that has been very helpful. We've actually found that we  
10 have a lot of developers that are actually on the ball  
11 already doing the diversion. And there are those that are  
12 questioning what we're doing and need to get on the ball  
13 and need to understand that we are wanting to divert. So  
14 we kind of have a mix. But --

15 CHAIRPERSON MARIN: But your city is growing at  
16 an incredible rate. We know for a fact that if you had  
17 this C&D in place and made those requirements, that you  
18 would have had a much greater diversion rate. And maybe  
19 not much greater, but certainly not at 41 or 45 percent  
20 that you have. We're going to check on that number.

21 MS. VARGAS: The City has submitted an  
22 application for receiving additional biomass credit, and  
23 staff is in the process of reviewing that request.

24 CHAIRPERSON MARIN: Okay. All right. So you  
25 include the biomass already in the 45 percent.

1 MS. ECHEVARRIA: That's what I was trying to  
2 explain.

3 And I do want to mention, too, that our City  
4 Council and City Manager are extremely supportive of  
5 putting this in place. They understand the gravity of  
6 what we are faced with. They were very unhappy when we  
7 started slipping back and started putting things in place  
8 to correct it. So we do have the full support of our  
9 Council and our City Manager.

10 CHAIRPERSON MARIN: Okay. Questions?

11 COMMITTEE MEMBER WASHINGTON: I would just hope  
12 that by any chance if something happens that you guys  
13 would be prepared to pass an emergency ordinance. You  
14 know, at Council meetings, it's all about votes. If you  
15 don't have the votes there and can't get it done, I would  
16 hope that you would be prepared, as you heard before from  
17 this Board -- and, again, the same applies, that if you  
18 need any of us -- and, certainly, I can't speak for my  
19 colleagues. But I would certainly come down there and let  
20 the Council know how important it is to pass at least an  
21 emergency ordinance. Because I do understand, you know,  
22 members have different questions and things of that  
23 nature. But you need to have something in place to deal  
24 with the C&D regs.

25 MS. ECHEVARRIA: And if it was more emergency --

1 this is our very next Council meeting that's coming up.

2 We have one on the 10th and one on the 24th.

3 COMMITTEE MEMBER WASHINGTON: I've seen a lot of  
4 things happen at these Council meetings.

5 MS. ECHEVARRIA: We have a very good Council that  
6 works well together. I feel very confident something like  
7 that would be passed.

8 Another thing we are looking at as part of our  
9 Plan of Correction is to -- it's not spelled out in our  
10 Plan of Correction, but it came out as we were working on  
11 our action plan, is that we would be also willing to look  
12 at an ordinance to put in place for mandatory commercial  
13 recycling. Because we found, as we've gone through this  
14 process, that's something that's kind of lacking. What  
15 we're going to be doing is going through a waste audit  
16 program with our commercial, give that one wave, find  
17 out -- you know, put our feelers out there to find out  
18 where we're at with it. And if we're not going to have  
19 success with that, we would have no problems putting an  
20 ordinance like that in place also.

21 CHAIRPERSON MARIN: Excellent. I hope that you  
22 do that. I really hope that you do that and don't wait  
23 for this Board to mandate it, that you do it on your own.

24 Ms. Peace.

25 COMMITTEE MEMBER PEACE: Ask the same question of

1 you. Does your city have a recycled content purchasing  
2 policy?

3 MS. ECHEVARRIA: Yes, we certainly do. We have  
4 had a little bit of a struggle with some of our  
5 procurement, mainly in the paper. We do buy recycled  
6 paper for our laser printers. But, unfortunately, we have  
7 a contract with I think -- it's Xerox, that they mandate  
8 that we use a specific type of paper. And, unfortunately,  
9 it's not recycled.

10 Right now we are going through the process of  
11 renewing that contract, and our purchasing manager is well  
12 aware of it, that we need to have that recycling, that  
13 they must allow us to use recycled paper. So hopefully  
14 that contract, whoever gets it -- he's in the process of  
15 it now -- will include that.

16 CHAIRPERSON MARIN: One of the things I would  
17 like love to see is you having all of these ordinances  
18 approved as expeditiously as possible. Our next Board  
19 meeting is next week. So your Council meeting -- no, it  
20 would be too late.

21 MS. ECHEVARRIA: It is on the 10th. But it is  
22 scheduled to go on 24th, and it is on the agenda for the  
23 24th of May.

24 CHAIRPERSON MARIN: Well, we're going to take  
25 your word for it. But know that we want you to reach

1 50 percent. That's what we really want you to do. And if  
2 there's anything that we can do, we're going to try to  
3 help you.

4 MS. ECHEVARRIA: I've been in this position for  
5 seven years, and I feel very confident that the City is  
6 actually at that 50 percent. It's just a matter -- we  
7 found a lot of percentages in just reaching out there and  
8 finding it.

9 I'll give you an example for the biomass. We had  
10 a very small number of biomass credit. And just with  
11 comparable cities, it seemed there were other cities that  
12 were having much more success at that. And I'm thinking,  
13 okay, we're not that different from them. So as we were  
14 able to reach in and look at the numbers, we were actually  
15 able to pick up some diversion points. So there's trouble  
16 with just credit going to other cities and other places,  
17 and we've slowly worked out those knots.

18 CHAIRPERSON MARIN: Well, get your credit that  
19 you deserve. Go find it where you deserve. And our staff  
20 will work with you.

21 MS. ECHEVARRIA: Thank you.

22 MS. VARGAS: Definitely. I must say that both of  
23 these cities have been working really hard with staff to  
24 address the needs as outlined in their time extension.  
25 They've been very aggressive in addressing the programs

1 that are outlined in their time extension. And I'm very  
2 confident they will continue to pursue/implement the  
3 programs as outlined in their time extension.

4 CHAIRPERSON MARIN: You're not very far away from  
5 Romoland, are you?

6 MS. ECHEVARRIA: No. We're maybe about 17  
7 miles -- 15, 17 miles.

8 CHAIRPERSON MARIN: I think I was just driving by  
9 there last week or two weeks ago. I don't know. I've  
10 been driving all over California. And I think I saw  
11 Moreno Valley on my way there. Thank you so very much.  
12 We want you to be successful. Don't forget. Okay.

13 Lake Elsinore.

14 MS. MAXSON: Good afternoon. I'm taller than  
15 Eliza. I'm Danielle Maxson with the Western Riverside  
16 Council of Governments. I'm here to address questions on  
17 behalf of Lake Elsinore.

18 CHAIRPERSON MARIN: So you're not from Lake  
19 Elsinore. You're not from the city?

20 CHAIRPERSON MARIN: Neighboring city, but --

21 CHAIRPERSON MARIN: Well, you know, 43 percent  
22 diversion rate, but the rate has been dropping. So what's  
23 going on? Why is it dropping?

24 MS. MAXSON: We've had substantial growth  
25 throughout the region, as you know. And the City of Lake

1 Elsinore is one of the fastest growing cities in the  
2 state. So we do attribute a lot of our decline in  
3 diversion rate to the growing number of houses and  
4 businesses that are being put in the area.

5           We're going to be working hard to re-implement  
6 our recycling, because that, over time, tends to fall. So  
7 we're going to kind of reincorporate the people of Lake  
8 Elsinore into diverting through recycling at the curbside.  
9 We're working with the schools aggressively in our  
10 assembly campaign to get them revested in their recycling.  
11 And --

12           CHAIRPERSON MARIN: So what are the new programs  
13 that you are having? You haven't implemented the C&D  
14 ordinance?

15           MS. MAXSON: No. I believe the language is in  
16 draft form. It hasn't been scheduled to go before the  
17 City Council to date. But it is something that they are  
18 aggressively seeking.

19           CHAIRPERSON MARIN: Well, what does that mean?

20           MS. MAXSON: They are working with the City  
21 Attorney to finalize all the draft language and  
22 determining a date to best go before the City.

23           CHAIRPERSON MARIN: So when would that be?

24           MS. MAXSON: We're hoping within the next couple  
25 months or next month or so.

1           CHAIRPERSON MARIN: I was hoping it would be by  
2 the next Council meeting. Do you know when is their next  
3 Council meeting?

4           MS. MAXSON: No. That is something I'll have to  
5 work with City staff on.

6           CHAIRPERSON MARIN: You know, the worry for us  
7 when we see a trend, especially some cities where we see a  
8 decline, we need to go in and do remediation right away,  
9 because we don't want that decline to continue. We want  
10 to turn it up.

11           We're concerned, and we know already what are the  
12 things that will get them to stop the decline. And, for  
13 us, we feel very strongly about C&D ordinances, because we  
14 know those cities that have those ordinances, things  
15 happen. And I would certainly encourage -- we don't like  
16 to wait. We can wait and wait and wait, but we really  
17 want you to tell the City of Lake Elsinore that they need  
18 to do this right away.

19           MS. MAXSON: It will certainly be conveyed to  
20 City staff.

21           CHAIRPERSON MARIN: Otherwise, you know, we have  
22 methods. And let me share -- and I know the City of  
23 Fresno is not here anymore.

24           But let me share with you and other people that  
25 are here. We take our job very seriously, and the law

1 gives us some mechanisms for enforcement. We like you to  
2 comply. We will help you comply. But when we feel that  
3 you are not doing what we think that you're supposed to be  
4 doing, then we enforce. And the law gives us the  
5 authority to enforce very heavily. We don't like to do  
6 that, because we want you to be successful. But we have  
7 no qualms. You know, if people decide not to do what  
8 we're asking them to do, then we have no reservations in  
9 enforcing the law. That's what we're here for.

10 MS. MAXSON: The City definitely realizes the  
11 importance and understands this can possibly happen.  
12 We've been working with the City and aggressively with our  
13 hauler to go into businesses, to send letters, to  
14 implement new programs so they understand the weight of  
15 this.

16 CHAIRPERSON MARIN: So immediate action from the  
17 Council would be very much appreciated.

18 MS. MAXSON: Okay.

19 CHAIRPERSON MARIN: I think you will relay that  
20 in the strongest of terms.

21 MS. MAXSON: Without hesitation.

22 CHAIRPERSON MARIN: So this one will be for both.

23 Is there a motion?

24 COMMITTEE MEMBER WASHINGTON: There's two  
25 different Resolutions.

1 CHAIRPERSON MARIN: 110 and 111.

2 Why do you do this to me?

3 So 110 is for Lake Elsinore only? Don't confuse  
4 me when I'm doing a good job here by myself.

5 Lake Elsinore, so we'll take that one first since  
6 you're standing here. Okay. So 11-

7 COMMITTEE MEMBER PEACE: I'll move Resolution  
8 2005-110.

9 COMMITTEE MEMBER WASHINGTON: Second.

10 CHAIRPERSON MARIN: Moved and seconded.

11 And we will substitute the previous roll call.

12 And this will go on consent. Thank you.

13 COMMITTEE MEMBER WASHINGTON: We're also  
14 available, Danielle, to come down to help you guys out at  
15 the City to get them to really understand the importance  
16 of that. We'll be available for you.

17 MS. MAXSON: Thank you very much.

18 CHAIRPERSON MARIN: And then the City of Moreno  
19 Valley, 2005-111.

20 COMMITTEE MEMBER PEACE: I'd like to move  
21 2005-111.

22 COMMITTEE MEMBER WASHINGTON: Second.

23 CHAIRPERSON MARIN: Okay. Moved and second.

24 We'll substitute the previous roll call.

25 Our next item, sir.

1           DEPUTY DIRECTOR SCHIAVO: Item 21 is  
2 Consideration of a Second SB1066 Time Extension  
3 Application by the Town of Apple Valley, City of Needles,  
4 City of Rancho Cucamonga, City of Redlands, City of  
5 Upland, and San Bernardino Incorporated, all in San  
6 Bernardino County. And Rebecca Brown will present this  
7 item.

8           MS. BROWN: Good afternoon, Committee members.

9           The Cities and Unincorporated area of San  
10 Bernardino County have each requested a second SB1066 Time  
11 Extension through December 31st, 2005. Their reasons for  
12 requesting additional time are as follows:

13           The town of Apple Valley needs more time to  
14 install a \$3 million upgrade and retrofit program for the  
15 Victor Valley MRF, which is co-owned with the City of  
16 Victorville; to adopt and implement a C&D program; and to  
17 initiate diversion recycling programs at the county's  
18 landfills.

19           The City of Needles needs more time to monitor  
20 and track drop-off programs for cardboard and beverage  
21 containers and to conclude negotiations with its hauler to  
22 extend its present contract and to add curbside recycling  
23 services.

24           The City of Rancho Cucamonga needs time to  
25 implement a curbside recycling program at multi-family

1 complexes; target approximately 600 distribution and  
2 warehouse centers generating large amounts of shrink-wrap  
3 plastic; to improve the commercial select load program  
4 recovery rate; and to negotiate a potential food waste  
5 diversion program from the city's new town center to the  
6 new regional composting facility.

7           The City of Redlands needs more time to expand  
8 collection of recyclables from businesses; complete the  
9 load consolidation area at their California Street  
10 landfill for hand sorting selected roll-off containers;  
11 and to increase salvaging of recyclables from high-grade  
12 roll-off loads; and to divert biosolids to a composting  
13 facility.

14           The City of Upland needs more time to initiate a  
15 multi-family curbside recycling program; expand, enforce,  
16 and monitor its C&D program; modify the hauler's select  
17 routing of the none-residential sector; build new  
18 enclosures in downtown parking lots to accommodate  
19 recycling and refuse bins for about 100 businesses; to  
20 modify their bulky item collection to an on-call service;  
21 and to develop special collection events for commercial  
22 and multi-customers.

23           And, lastly, the Unincorporated area of San  
24 Bernardino County needs more time to allow its hauler to  
25 start providing recycling and green waste collection

1 services to franchised areas in the west end and  
2 mountains; to increase promotion of commercial recycling  
3 with emphasis on paper and cardboard; to expand collection  
4 of recyclables with improved drop-off locations; and to  
5 set up the drop-off programs at county-owned landfills for  
6 green waste, wood waste, C&D, and inert debris to increase  
7 salvaging of reusable materials.

8 Board staff has determined the information  
9 submitted in the applications has been adequately  
10 documented and recommends the Board approve the time  
11 extension requests for the Cities and the Unincorporated  
12 area of the County. Representatives from each of the  
13 Cities and the County are present to answer your  
14 questions. Thank you.

15 CHAIRPERSON MARIN: Thank you. I really  
16 appreciate it. Okay.

17 We'll start with Apple Valley. Anybody here from  
18 Apple Valley?

19 MS. BROWN: Diana McKeen.

20 CHAIRPERSON MARIN: Thank you for being here. I  
21 really appreciate it. And your guest?

22 MS. MC KEEN: My guest is the Honorable Scott  
23 Nassif, Mayor of the town of Apple Valley.

24 CHAIRPERSON MARIN: Thank you very much for being  
25 here. I really appreciate you being here. You have no

1 idea. It makes us feel really good when a Mayor shows up.

2 MS. MC KEEN: Especially when he's so tall.

3 CHAIRPERSON MARIN: Especially.

4 MR. NASSIF: We're here to answer any questions.

5 CHAIRPERSON MARIN: Thank you, sir. Mr. Mayor, I  
6 presume you've been here since we've began.

7 MR. NASSIF: Yes, I have.

8 CHAIRPERSON MARIN: You understand that the  
9 City's mandated to recycle 50 percent of their waste?

10 MR. NASSIF: Yes. We are here to report that our  
11 Council is very engaged in trying to comply and do  
12 everything we can to get to that 50 percent.

13 CHAIRPERSON MARIN: Right. Right now you're at  
14 30 percent.

15 MR. NASSIF: Yes, we are. And many of the same  
16 reasons expressed by some of the other cities. We're  
17 experiencing extreme growth and some of the issues  
18 associated with that. We are in a remote area of the  
19 county, a desert area. And we've had issues with where to  
20 take the recycling and C&D, and we've worked those over  
21 the past couple of years. And happy to report we did pass  
22 a C&D ordinance last month at our Council meeting.

23 CHAIRPERSON MARIN: Last month. I appreciate  
24 that.

25 MR. NASSIF: Trying to get ahead of the curve as

1 best we can.

2 CHAIRPERSON MARIN: Well, hopefully you will also  
3 have the infrastructure to be able to capture all of that.

4 MR. NASSIF: That's what we've been working on.  
5 The County and our hauler has been very gracious in  
6 helping us, and we've been putting pressure on each other  
7 to put a recycling center at the landfill, which they've  
8 done, which helped a lot of our self-haul issues. As you  
9 may not be aware, we have about 70 square miles  
10 incorporated and another 130 miles of unincorporated Apple  
11 Valley that hauls a lot of self-haul. So by putting a  
12 recycling center at the landfill -- that was I think two  
13 weeks ago they opened up. So it's all been just recent.  
14 So we're working very quickly as we can.

15 CHAIRPERSON MARIN: We should be able to get a  
16 read of how much they're diverting, because now they have  
17 this facility there right next to the landfill; right?

18 MS. BROWN: Right. And there are representatives  
19 of the county who, when it's their turn to come up, will  
20 be happy to tell you what they've learned to date.

21 CHAIRPERSON MARIN: Okay. Great. Mr. Mayor,  
22 thank you very much for taking the time. This is very  
23 important to us. As you know, this Board is the enforcer  
24 for the law that mandates that the state of California  
25 diverts 50 percent. Unfortunately, we have not met the

1 goal that was supposed to be due in 2000. So we're five  
2 years short ourselves. But we're only responsible for  
3 what the cities do. And when the cities do not meet their  
4 goal, then that obviously reflects on us. So we want you  
5 to succeed, because then that means that we will meet our  
6 goals ourselves. And we appreciate the fact that you took  
7 the time.

8 She's going to ask one question.

9 COMMITTEE MEMBER PEACE: Same question I ask  
10 everybody. Does your city have a recycled content  
11 procurement policy? And what is it that you buy that's  
12 recycled, other than paper?

13 MS. NASSIF: I know we do, but I'm going to  
14 defer.

15 MS. MC KEEN: Forgive the voice.

16 I can only speak to paper, business cards,  
17 general stuff like that. I know we also recycle toner  
18 cartridges refill, the cartridges and stuff like that.  
19 When we moved into the new town hall about three years  
20 ago, we stopped buying styrofoam cups and bought a bunch  
21 of ceramic and glass mugs, and that's what we use, along  
22 with our new dishwasher.

23 I appreciate Mr. Washington raising the issue a  
24 while ago about self-haul, because Apple Valley suffers  
25 under a burden of about 27 percent of the waste that's

1 hauled to our closest landfill, the Victorville Landfill,  
2 27 percent is self-haul. It does an end run around the  
3 town, around our hauler. We have no way of capturing that  
4 until and unless the County is able to motivate their  
5 political body to approve the recycling that they have now  
6 enacted. So we're waiting to see how those numbers are  
7 going to be.

8           But to amplify what the Mayor said about the  
9 growth in Apple Valley, for the past three years, the  
10 number of building permits pulled went up 20 percent. The  
11 next year it went up 26 percent. The next year it went up  
12 21 percent. And there's almost -- for some of our remoter  
13 locations, there's almost no point in passing an ordinance  
14 if the builders and developers do not have a location to  
15 take the stuff.

16           I think San Jose is probably the granddaddy of  
17 the C&D ordinance, and I appreciate what they do. But  
18 they have 21 facilities -- approved facilities that they  
19 direct builders to. And between Riverside and Barstow, I  
20 think we have a total of 20 facilities. Each one will  
21 accept one piece of construction debris. There's no place  
22 that takes mixed construction. We can take white broken  
23 porcelain here. We can take drywall and dimensional  
24 lumber here. We can take concrete and asphalt over here.  
25 And no builder is going to do that. And no Council is

1 going to try to force development out their area by  
2 imposing something irrational. So now that we have the  
3 County that we can sort of put the burden of the recycling  
4 and C&D on them, we're pushing all of our developers that  
5 way.

6 CHAIRPERSON MARIN: And your commercial, right --  
7 you're also implementing your commercial recycling?

8 MS. MC KEEN: We do not have mandatory commercial  
9 recycling. We have mandatory residential. And then we  
10 have commercial select, which has suffered, because our  
11 MRF is maxed out. So if there is no more floor capacity,  
12 they stop bringing in the commercial select loads.

13 CHAIRPERSON MARIN: Pat, we need to do something  
14 about that. I don't know what we can do about that.

15 MS. MC KEEN: That's the upgrade.

16 MS. BROWN: The MRF upgrade is happening. That's  
17 one of the things they need time for. So they're in the  
18 process of upgrading so they can handle more materials, \$3  
19 million retrofit.

20 CHAIRPERSON MARIN: So when is that happening? I  
21 did not read that.

22 MS. BROWN: It's happening now.

23 CHAIRPERSON MARIN: Now. Okay. All right.

24 MR. NASSIF: I think it will double our capacity.

25 CHAIRPERSON MARIN: Okay. Great. Do we need to

1 give you a permit for that? Or, no, we didn't have to.

2 Okay.

3 Great. Thank you, Mr. Mayor. So appreciate you  
4 being here with us today.

5 MR. NASSIF: Thank you for consideration.

6 CHAIRPERSON MARIN: Okay. The next one is the  
7 City of Needles. Anybody?

8 MS. BROWN: David Brown.

9 CHAIRPERSON MARIN: Welcome. Thank you for being  
10 here. You wanted to speak.

11 MR. BROWNLEE: Why yes, I didn't want to be  
12 missed.

13 CHAIRPERSON MARIN: You didn't want to be missed.  
14 You want to be put through the wringer. Thank you so very  
15 much for being here.

16 Your diversion rate is 36 percent; is that  
17 accurate?

18 MR. BROWNLEE: I believe it's 39, Madam Chair.

19 CHAIRPERSON MARIN: We're going to have to clean  
20 this one.

21 MS. BROWN: For what year are you asking is it  
22 39?

23 CHAIRPERSON MARIN: It's whatever is in here.  
24 That's what it says. But it's okay. Don't worry about  
25 it.

1 MS. BROWN: Their 1066 is based on the 2002,  
2 which is 36 percent.

3 MR. BROWNLEE: I stand corrected.

4 CHAIRPERSON MARIN: That's right. And you are  
5 going to be doing -- we just need you to get to  
6 50 percent.

7 MR. BROWNLEE: Yes, ma'am.

8 CHAIRPERSON MARIN: And you're going to do that  
9 by when?

10 MR. BROWNLEE: By hopefully the end of this year  
11 with our new programs that we've been able to put in  
12 place. At this point, our City Council -- excuse me --  
13 our counsel, c-o-u-n-s-e-l, is putting together an  
14 extension of our existing hauler agreement, which will  
15 roll in residential curbside recycling.

16 And that's going to be quite an evolution for us,  
17 because they're going to have to buy over 1700 new toters  
18 exclusively for recycling. It's going to involve getting  
19 a new truck. The hauler is going to buy that. And we  
20 have to educate our populous, who are very used to taking  
21 their recyclables, which is anything from a mattress to an  
22 old car, and putting it out in the desert. So we've got a  
23 daunting task ahead of us. But we feel very confident  
24 that we'll be able to roll this program out by September  
25 1st to commence that procedure.

1           There are a number of other things we've been  
2   able to do here in the last 18 months with the help of  
3   Rebecca and John Davis at the JPA. And that's to lease a  
4   building for a recycling, collection, and distribution  
5   point for CRV, cardboard, and mixed paper. We've been  
6   able to put out four large recycled beverage container  
7   bins in high traffic areas in the city, which had been  
8   very successful.

9           CHAIRPERSON MARIN: I know you're a small city.

10          MR. BROWNLEE: 5,000. And we're at a  
11   disadvantage as well, and you already are aware that we  
12   don't have a landfill. We export all of our solid waste  
13   stream to Arizona. And Arizona is not a recycle-friendly  
14   state. Excuse me if there's anybody from that fair state  
15   here. But it makes it very difficult. Our C&D Resolution  
16   goes before the City Council a week from tomorrow.

17          CHAIRPERSON MARIN: Thank you.

18          MR. BROWNLEE: And we do have a recycle  
19   procurement program. But at this juncture, we're pretty  
20   much limited to recycled paper, toner cartridges. We try  
21   to not buy styrofoam, but sometimes it's inevitable.

22          But we feel that we're doing as much as we can,  
23   and we're trying to do even more, because we understand at  
24   this point -- my predecessor had another hat. He was the  
25   city engineer. He really didn't have the time or the

1 predisposition to really tend this mandate. And the City  
2 of Needles is very, very serious about getting into  
3 compliance.

4 CHAIRPERSON MARIN: Good. I like to hear that.  
5 Questions for -- he answered your question.

6 COMMITTEE MEMBER PEACE: Already answered my  
7 question.

8 CHAIRPERSON MARIN: Mr. Washington.

9 COMMITTEE MEMBER WASHINGTON: Just going on my  
10 way to Lake Havasu -- and they have the self-implementing  
11 landfill out there, as you said, in the desert. You drive  
12 down there, that road there, and you see all -- I mean,  
13 it's like they just go through there and they dump and  
14 they keep going. So I don't know what we can do about  
15 that in terms of -- I don't even know who covers that area  
16 up in that whole corridor out there.

17 MR. BROWNLEE: The City does.

18 COMMITTEE MEMBER WASHINGTON: So maybe they need  
19 to really do some surveillance, because it seems like it's  
20 very obvious.

21 CHAIRPERSON MARIN: Let me ask, do we have  
22 illegal dumping grants that we can work with the City?

23 MR. BROWNLEE: That would be wonderful.

24 CHAIRPERSON MARIN: We can help them with that.

25 MS. BROWN: Yes. And they had a very huge pile

1 of assorted things that was phenomenal that they have been  
2 working very long and diligently to clean up and have  
3 been --

4 MR. BROWNLEE: Have done that.

5 MS. BROWN: So they're working hard to address  
6 those issues. And I think the City is to be commended,  
7 because they have made significant strides over the past  
8 few years. I think the 1066 finally got them to sit down  
9 and recognize the need to address the evergreen contract,  
10 which now is opening up to residential curbside, and that  
11 will expand opportunities for commercial sectors. So I  
12 think Needles can be very proud of what they've done.  
13 And, certainly, we'll work with them to help address the  
14 issues of illegal dumping as well.

15 CHAIRPERSON MARIN: He's the king of -- I was  
16 going to say queen -- but he's the king of illegal dumping  
17 here.

18 You know, I hope people appreciate that it is in  
19 our best interest that you succeed, that you reach your  
20 50 percent mandate. Because that is our mandate. And if  
21 we can help, you know, we're here to help. But if we have  
22 jurisdictions that choose not to, for whatever reason,  
23 then we go to the next level. And we have no problem  
24 going to the next level, but we'd rather help you comply.

25 And if we can, I think you need to know more

1 about the grants that are available that could help you on  
2 that other area. It doesn't mean necessarily help you  
3 with the diversion rate, but it does make your city look  
4 much nicer and more livable. So thank you for taking the  
5 time --

6 MR. BROWNLEE: Thank you very much.

7 CHAIRPERSON MARIN: -- to come down to visit with  
8 us.

9 MR. BROWNLEE: My pleasure.

10 COMMITTEE MEMBER WASHINGTON: Invite us down.  
11 I'll make sure the Chair gets down there. It's too hot  
12 during the day for me. It's 200 degrees. I'll come to  
13 the night meeting.

14 MR. BROWNLEE: Thank you very much.

15 CHAIRPERSON MARIN: Now Rancho Cucamonga.

16 MS. BROWN: Bob Zetterberg.

17 CHAIRPERSON MARIN: Thank you for being here.

18 MR. ZETTERBERG: I'm here to answer any  
19 questions. I was not prepared to give a presentation.  
20 But to answer a few questions, we have a procurement plan.  
21 It was adopted back in 1994. We are using rubberized  
22 tires, rubberized asphalt in a lot of our slurry programs,  
23 in a lot of our overlays and capital projects.

24 We have been doing green waste since probably  
25 1985. Most of our green waste has been recycled with our

1 chipper trucks. All of our chips are usually used back in  
2 the parks again and reused with that basis. Our tree  
3 contracts and landscape contracts are required that they  
4 do recycle all of those products.

5           We do also recycle our ink cartridges, our ink  
6 jet cartridges, our toner cartridges. And we've been  
7 reducing a lot of our waste that way. And also in our  
8 landscaping, we are going to more of a -- I hate the  
9 term -- but Xeriscape. But we're using more native and  
10 less turf areas, which reduces the amount of grass being  
11 cut, plus a lot of our parks are being grasscycled. We've  
12 worked very hard on that.

13           We also in our automotive section do buy recapped  
14 tires. And we have not yet gotten re-refined oil in, but  
15 most everything that we have we're using recycled, some  
16 product.

17           Our C&D ordinance was passed in August of 2003,  
18 along with an illegal hauler ordinance. Plus, we also  
19 upgraded our trash haulers' contracts for commercial,  
20 raising our commercial rates by 15 percent and giving them  
21 an incentive to recycle and receive a reduction of 15  
22 percent. We do have an AB wet/dry route for commercial  
23 sites. We are looking at that and trying to expand that  
24 out a little bit further. We have a lot of businesses.

25           We have had a lot of growth. We've exceeded our

1 1990, '95, and 2000 population growth. We've exceeded our  
2 2005. We're about 80 percent grown out now.

3           And we still have some areas that are going to be  
4 mostly residential. Our residential programs are working  
5 well. We have curbside green waste recycling and trash.  
6 We are out, in fact, starting this week -- yesterday, in  
7 fact, we had some interns out doing a complete audit on  
8 all of our selected routes throughout the city of 250  
9 homes each day to find out what's going in the trash can,  
10 what can help, if we can go to more of an automated green  
11 waste program. We have a manual program right now in  
12 about 95 percent of the town.

13           We are also looking at certain areas that have  
14 horse properties. We're going to be looking at the newer  
15 processing program. We are also looking at our  
16 construction C&D ordinance. We're reevaluating it and  
17 trying to come up with better numbers. A lot of the  
18 businesses and construction sites that are being done now  
19 had permits prior to the adoption in 2003 and were  
20 grandfathered in. So we're targeting all the new  
21 businesses. We completed a brochure, binder, and CD  
22 explaining our program for our construction. And any  
23 other questions I can answer for you.

24           CHAIRPERSON MARIN: Well, for not having prepared  
25 a full presentation, you did a very good job. I know we

1 have here about 37 percent diversion rate. I hope you  
2 disagree with that.

3 MR. ZETTERBERG: No.

4 CHAIRPERSON MARIN: You don't.

5 MR. ZETTERBERG: I'm not going to disagree. Our  
6 waste stream is growing by leaps and bounds. We have  
7 numerous, numerous businesses that are coming in. They're  
8 warehousing. As you can see, we're talking about  
9 shrink-wrap. We've already started the shrink-wrap  
10 program. We have Coca-Cola, which is a distributor. They  
11 were throwing out six, six-yard bins, six days a week of  
12 shrink-wrap. We've got that down to zero. We have a  
13 contractor that's going to come in and take all of the  
14 shrink-wrap. And he will take the cardboard also. And we  
15 have several other businesses that have large amounts of  
16 shrink-wrap and we're starting the shrink-wrap program  
17 throughout our city, and that will be working -- it works  
18 quite well.

19 We're doing everything we can. We are hoping to  
20 reach the 50 percent. Back in 1999, I was at 45 percent.  
21 And I was kicking back and I was ready to pop the  
22 champagne; when we hit 2000, we were going to be at 52  
23 percent. However, our population went skyrocketing. Our  
24 commercial business side skyrocketed.

25 Considering that the commercial side, the

1 warehouses, warehousing, and distribution center do not  
2 have taxable sales related to them, we have a lot of  
3 growth. We have a new mall that's just been completed.  
4 We're starting the programs looking at food waste with  
5 them. We're looking at recycling with them, trying to get  
6 all of these programs in place so that will work. So  
7 we're doing everything we can. But our growth is just,  
8 you know, astronomical.

9           And I think -- I really feel in my heart that  
10 we're way beyond 37 percent. And my residential customers  
11 are probably 60 percent. They recycle furiously. We get  
12 a lot of green waste. We get a lot of recycling. And you  
13 go down our street, we got almost 85 to 90 percent  
14 participation just in recycling and green waste.

15           Our businesses are slow to take the cue. We have  
16 gone out. And we sent over 6,000 letters telling  
17 businesses we are going to raise their rates by 15  
18 percent. We had five phone calls. And a couple of those  
19 were people that are in complexes. They just were  
20 wondering if it was going to effect them immediately. And  
21 one of the most heartening was from a little old lady who  
22 thought her residential rate was going to go up by 15  
23 percent, and she has a business doing knitting in her  
24 home. And she thought her trash rate was going to go up  
25 15 percent. And I explained, no, it was if you were on a

1 commercial site.

2           We worked with the Chamber. We're doing  
3 everything we can, short of walking out with a two-by-four  
4 and popping everybody on the head, and saying, listen, we  
5 have to do this. And we're doing it not physically, but  
6 verbally. We're trying to encourage them.

7           The only thing, as Moreno Valley mentioned, or  
8 somebody earlier mentioned about doing a mandatory  
9 recycling, we want to go back and look at our businesses,  
10 and we want to find where we can get the best bang for our  
11 buck really when we go out and get businesses.

12           We've done waste audits. We go out for free. We  
13 spend hours with them trying to explain what they can do,  
14 and a lot of people have already done that. But there's a  
15 lot of recycling going on. I've never been the one to go  
16 crying for credits, credits, give me credits. I know what  
17 goes to the landfill, goes to the landfill. What gets  
18 recycled, there's a lot of people out there doing a lot of  
19 recycling that we don't know about. And that's our next  
20 goal, is over these next six months, we're going to go out  
21 with our interns, and we're going to be knocking on doors  
22 and crawling over fences and doing a lot of dumpster  
23 diving.

24           CHAIRPERSON MARIN: I really appreciate that.  
25 Were you one of the people that participated in that

1 meeting that we had -- no. Okay

2 MR. ZETTERBERG: I didn't. I was in San Diego at  
3 a hazardous waste conference.

4 CHAIRPERSON MARIN: Okay. Great. I wanted to  
5 find out if anybody else was here. You were at that  
6 conference.

7 MR. ZETTERBERG: I would have liked to have been  
8 there.

9 CHAIRPERSON MARIN: And you would have gotten  
10 credit for that. See. There goes your credit.

11 MR. ZETTERBERG: Or I would have lost my  
12 hazardous waste training.

13 CHAIRPERSON MARIN: No. No. We don't want to do  
14 that. Thank you, Bob.

15 Any questions for him?

16 You answered all the questions in that very fine  
17 presentation.

18 MR. ZETTERBERG: Thank you very much.

19 CHAIRPERSON MARIN: Thank you very much.

20 Redlands, anybody here from Redlands?

21 MS. BROWN: Yes. We have Gary Van Dorst and Gary  
22 Phelps.

23 CHAIRPERSON MARIN: He's the one that submitted  
24 his speaker form. And the other Gary must be the one in  
25 the back.

1           MR. DORST: Good afternoon. For the record then,  
2 Gary Dorst. I'm Solid Waste Manager for the City of  
3 Redlands. And with me today are the Director of Municipal  
4 Utilities. We're here today to indicate our commitment to  
5 complying with our Plan for Correction and to make it  
6 absolutely clear to you that our city has a strong and  
7 genuine commitment to maximizing diversion. We're  
8 prepared to answer any questions that you may have both  
9 with respect to our compliance, with the Plan for  
10 Correction, and also more specifically our programs to  
11 address construction and demolition debris.

12           Two questions I'll anticipate. The first is we  
13 put a construction and demolition debris ordinance in  
14 place in June of 2003. So it's almost two years. And it  
15 is an ordinance that goes well beyond C&D waste. It also  
16 conditions projects or developments post-occupancy. So,  
17 in effect, it conditions recycling as a condition of the  
18 development.

19           And the second thing is we took our very old  
20 procurement preference policy that was adopted way back  
21 when during the adoption of the Source Reduction Recycling  
22 Element and updated that with our City Council about  
23 three-and-a-half years ago. So we have a new policy in  
24 place. And a recent example of that, as a department,  
25 we're the Enterprise Department for the City. That means

1 we're the groves. We're the airport. We're the cemetery.  
2 Makes for a lot of bad jokes in my department. We're the  
3 waste water and water, as well as solid waste.

4 When we recently redid the runway to the Redlands  
5 airport, all of the asphalt was taken up and put down as  
6 aggregate base in place. And that is a project which, in  
7 and of itself, recycled about 10,000 tons of asphalt in  
8 place. So we do have a procurement preference policy in  
9 place, and we apply it regularly.

10 And with that, I'd be happy to answer any  
11 questions you have.

12 CHAIRPERSON MARIN: Thank you.

13 Any questions? Okay.

14 We have you at 42 percent diversion rate; is that  
15 correct?

16 MS. BROWN: Pretty close.

17 CHAIRPERSON MARIN: And you plan to get to 50  
18 percent by when?

19 MR. DORST: We are concerned about the way in  
20 which the diversion is currently calculated. There are  
21 some problems with the calculation adjustments, especially  
22 in the case of a city like Redlands or even Rancho  
23 Cucamonga where you've had strong commercial growth.  
24 2003, our numbers go to 34 percent. That is not a  
25 reflection of the programs that we have put in place. So

1 with your permission, we intend to work very closely with  
2 Board staff to try to address the calculator issues that  
3 go along with that.

4 We're confident, if you look at our programs, you  
5 would find that we can demonstrate good faith. And for  
6 what it's worth, if you look at the Plan for Correction  
7 that we have given you, those programs are already in  
8 place. We're already diverting biosolids. We completed  
9 construction of our load consolidated area and will begin  
10 sorting selected roll-off boxes from our own fleet within  
11 the next ten days. So our programs are in place, and we  
12 intend to tweak them and expand them as we go along.

13 CHAIRPERSON MARIN: What's your growth rate  
14 population-wise?

15 MR. DORST: I'm not sure of that number offhand.  
16 But I can tell you that disposal numbers in the city of  
17 Redlands have grown by 6 percent annually for the last  
18 decade. So we're an extremely strong trend -- growth  
19 trend in terms of the commercial sector.

20 CHAIRPERSON MARIN: Yeah.

21 MR. DORST: We also have about 25,000 tons a year  
22 that is allocated to us in self-haul. We are a full  
23 service municipal provider. That means we own and operate  
24 our own landfill. That landfill, with us doing all of the  
25 commercial and residential collection, is taking in about

1 65,000 tons. On top of that, we have about 25,000 tons,  
2 or close to that, being allocated to us that is going to  
3 county landfills. So we have several challenges ahead of  
4 us.

5 CHAIRPERSON MARIN: Well, I know our staff will  
6 work with you. And we want to make sure that you achieve  
7 your diversion rate -- mandated diversion rate as soon as  
8 possible. And so we appreciate the fact that both of the  
9 Garys are here, and we're very -- how can I put it? You  
10 know, we want you to be successful, and we want you to  
11 achieve that goal. When you do, we do.

12 MR. DORST: And we did participate in the recent  
13 conference.

14 CHAIRPERSON MARIN: To the one that Pat was  
15 talking about?

16 MR. DORST: Yeah.

17 CHAIRPERSON MARIN: You did. Was that helpful?  
18 Not that he's here and you're going to say the opposite,  
19 obviously.

20 MR. DORST: I'm not sure yet. We shared some  
21 ideas about some things we would like to see happen in the  
22 county that would benefit all of us, we think. And we're  
23 hopeful that some things will develop from that.

24 CHAIRPERSON MARIN: Good. Thank you for your  
25 participation. I really appreciate that.

1           Anything further? Okay.

2           Upland. Anybody from Upland?

3           MS. BROWN: Acquanetta Warren.

4           MS. WARREN: Good afternoon. I'm just here to  
5 make a further commitment similar to what my colleagues in  
6 San Bernardino County have already voiced. Our city  
7 particularly is involved in making sure we're committed to  
8 reach our 50 percent or more.

9           If you look at our good faith efforts in terms of  
10 implementation, we just implemented a program in our  
11 multi-families in February 2005. I'm happy to report we  
12 have four complexes on board; three of which are already  
13 at 45 percent diversion, and one at 50 percent. So these  
14 numbers are extremely encouraging. We're hoping before  
15 the end of June we have almost 900 units. We are a city  
16 composed of over 11,000 multi-family units. So by the end  
17 of this year, we hope to bring all those people on board,  
18 which will increase our rate. We saw in the sector of  
19 multi-family that's where we can increase our diversion.

20           We're also working extensively with our  
21 commercial. We're a built-out city. But even at that, we  
22 have a very strong C&D ordinance that we will be working  
23 with our building department to do more enforcement of  
24 that C&D.

25           The problem has been similar to the other people,

1 where to take it. The County has stepped up big time in  
2 terms of helping us with this problem, and, therefore, is  
3 going to make it easier for all of us.

4 We also face annexation. That's one item that a  
5 lot of the cities of my colleagues have not brought up.  
6 But that annexation will bring on new challenges  
7 throughout San Bernardino County. But we're very happy  
8 that our County of San Bernardino has stepped up and said,  
9 "We'll start those programs so when you do acquire those  
10 lands, they'll already be used to doing recycling."

11 CHAIRPERSON MARIN: Very good.

12 Let me ask you this. The C&D, you already have  
13 that ordinance, and now you're in the significant  
14 enforcement mode, is that --

15 MS. WARREN: That is correct.

16 CHAIRPERSON MARIN: Now, the County is coming up  
17 with the infrastructure to --

18 MS. WARREN: We had two-fold problems. We had a  
19 hauler originally that did not -- we didn't have an  
20 exclusive hauler for C&D. We're winding down our contract  
21 with all the haulers that were in our town before. By the  
22 end of June, we're hoping all the haulers will be down to  
23 one for C&D, which will make it more controllable. And  
24 the hauler we're utilizing, Burrtec, has a MRF. That's  
25 going to make it much easier to have an exclusive hauler

1 there to do C&D.

2 But at the same time, we're a built-out city. We  
3 don't have that much development going open. We just had  
4 a new center put in after 21 years. We're hoping to work  
5 closer with that center and see where those numbers can  
6 take us also.

7 CHAIRPERSON MARIN: Excellent.

8 No questions. No questions. Okay.

9 Thank you very much for coming. We really  
10 appreciate it. And you're at 44 percent; right?

11 MS. BROWN: Yes.

12 CHAIRPERSON MARIN: Okay. Great. The next one  
13 is the San Bernardino Unincorporated area.

14 MS. BROWN: We have Rex Richardson and Kevin  
15 Blakesly.

16 MR. BLAKESLY: This is Rex Richardson. I'm Kevin  
17 Blakesly.

18 I just want to start off first by saying thank  
19 you very much to the representatives of the Waste  
20 Management Board who met with us in San Bernardino. You  
21 know, as Pat said, I think it was a very productive  
22 meeting. There was a lot of good dialogue engaged in.  
23 And speaking for the unincorporated area of the county, it  
24 really gave us a better sense of what the Waste Board is  
25 really looking for. And I really would like to see more

1 of those meetings occur. We had a relatively good  
2 turnout. I think a good majority of the cities within the  
3 county itself were represented there.

4 I don't have a speech prepared. We're here to  
5 answer questions. But I would like to say that we realize  
6 we're behind. We're working on catching up. The County  
7 itself just took back the operations of its Solid Waste  
8 Management Department not quite four years ago. And so  
9 we've basically been playing catch up from that time.

10 One of the things we've looked at doing, they've  
11 mentioned the C&D diversion that we're starting to  
12 implement at our landfill sites. That was one of the  
13 things that we looked at as to what would not only benefit  
14 us, but benefit the residents of the county. As Diana  
15 from the town of Apple Valley mentioned, there's really no  
16 infrastructure to handle the mixed C&D diversion in the  
17 county. And the county encompasses an area of over 20,000  
18 square miles. It's the largest county in the state, and  
19 it's got a very diverse geographic and population base.

20 So we had some consultants do some studies,  
21 looked at the waste characterization of the material that  
22 was coming to our landfill sites and thought that by  
23 implementing a C&D diversion at the landfills themselves  
24 would really be a big benefit to helping the county meet  
25 its diversion goals and also the cities within the county.

1           We've only been in operation for about a week.  
2   And that's only at one site, Victorville. We have four  
3   other sites within the county that we're going to run that  
4   same kind of operation. We're hoping to have those in  
5   place by December of this year. What we're doing at our  
6   Victorville landfill site is really a test project for us.  
7   We don't have any experience in running a landfill  
8   diversion program, but we're learning as we speak. And so  
9   far it appears that we're getting some significant  
10   diversion. We're roughly processing about 200 tons a day  
11   of material. I'm not sure how much of that is diverted.  
12   I've been told it's well over half. I just don't have the  
13   exact numbers at this point in time.

14           And also one thing to note, too, we just finished  
15   the implementation of franchising the unincorporated of  
16   the county last year. And part of the programs that we're  
17   implementing there is curbside collection of recyclables,  
18   green waste in the areas where that's feasible, and also  
19   we've taken on the challenge of implementing mandatory  
20   trash collection in areas where there have been none.

21           And I know Bob was talking about -- from Rancho  
22   Cucamonga was talking about getting a lot of phone calls.  
23   One area in our mountain region we probably received well  
24   over 10,000 phone calls, and that was handled by a staff  
25   of about four. So my ears got this big just by the nature

1 of listening to people on the phone.

2           So we are committed to reaching our diversion  
3 goal. And I think that we are really trying to do our  
4 utmost in getting there at this point. We've been faced  
5 with a lot of issues in the last couple of years. The  
6 bark beetle disaster we had up there. One of the things  
7 the county did, we partnered with loggers and foresters to  
8 divert probably millions of tons of lumber from reaching  
9 our landfill. We've basically entered into partnerships  
10 with them, provided areas for them to work. And the  
11 lumber, instead of being landfilled, it was being chipped  
12 and processed for use as landscape product, pallet  
13 companies, paper mills. And some of it did go to  
14 waste-to-energy plants as well.

15           And, yes, we do have a recycled product  
16 procurement policy. So that started in 1980 and was  
17 revised in 2000.

18           And I'll be free to answer any questions you  
19 have.

20           CHAIRPERSON MARIN: With the things that you are  
21 doing now and all the cities hoping to meet their goals,  
22 when do you think it would be feasible for you to reach  
23 the 50 percent mandated goal?

24           MR. BLAKESLY: That's a good question. We're  
25 hoping that the C&D diversion will yield us probably

1 roughly 4 percent from the county itself, although some of  
2 the cities will see a much bigger benefit than we will.  
3 And we think the implementation of our curbside recycling  
4 programs will get us roughly another 4 or 5 percent. And  
5 there's other programs that we're working on now. So  
6 we're hoping by the end of the year.

7 CHAIRPERSON MARIN: Let me ask you this. You  
8 mandated this new curbside recycling, when did this take  
9 effect?

10 MR. BLAKESLY: Basically, we started rolling it  
11 out last July. And the last mandatory trash collection  
12 area in the valley -- that should kick in by July of this  
13 year.

14 CHAIRPERSON MARIN: So it took you a whole year  
15 to implement, is that what happened?

16 MR. BLAKESLY: Yeah. Part of it was the haulers  
17 had to get the infrastructure to do it. In our mountain  
18 area, I think the Lake Arrowhead, Big Bear area, we only  
19 had 3,000 people receiving trash service. And now that's  
20 basically quadrupled. So it took a lot of time to get the  
21 infrastructure in place, recycling containers. We were  
22 running out of them before they could, you know, hand them  
23 out.

24 CHAIRPERSON MARIN: Can I ask you something? And  
25 it's not related to this. But before it was mandatory,

1 people would haul their own trash, or do you have -- how  
2 did it work?

3 MR. BLAKESLY: Basically, up in the mountain  
4 areas, we had a high percentage of people who were hauling  
5 their own trash. The disposal portion of using the  
6 transfer station up there is paid for with their property  
7 tax. So a lot of them were just self-haul. I think a lot  
8 of people were just hoarding their trash and making a  
9 bimonthly trip to a landfill, actually.

10 CHAIRPERSON MARIN: That's what I saw going up to  
11 Northern California. So it's very similar, the mountain  
12 area, people, they go to the station -- and, actually,  
13 it's a social time for them.

14 MR. BLAKESLY: You know, actually, that was one  
15 of the biggest complaints is people thought they weren't  
16 going to be able to utilize the transfer station anymore,  
17 and that's where they go hang out and meet their friends.

18 CHAIRPERSON MARIN: They go have coffee at the  
19 station. That's what they do. It's unbelievable to me.

20 So now that it's mandatory, so they went from  
21 paying a very, very small amount in their county  
22 assessment bill to how much are they going to pay now?

23 MR. BLAKESLY: Well, basically, they're charged  
24 \$84 a year on their property tax. The actual cost of  
25 getting the curbside collection was roughly about \$16 a

1 month. So that was probably the biggest complaint we had.

2 CHAIRPERSON MARIN: So it went from 84 a year --

3 MR. BLAKESLY: That would be roughly another  
4 180-some-odd-dollars.

5 CHAIRPERSON MARIN: Something like that. Okay.  
6 Very fascinating. Thank you so very much.

7 Any questions for Rex and Kevin? No.

8 We want you to succeed. Go out and succeed. Get  
9 to 50 percent diversion rate. Thank you.

10 So that leads us to -- you need a motion.

11 COMMITTEE MEMBER WASHINGTON: Madam Chair, I'd  
12 like to move adoption of Resolution 2005-112.

13 COMMITTEE MEMBER PEACE: Second.

14 CHAIRPERSON MARIN: Moved and seconded.

15 And we will substitute the previous roll call.

16 So this will go on consent.

17 For the jurisdictions that are here, when we say  
18 that it's going on consent, you really don't have to come  
19 to the Board meeting. It is only those jurisdictions that  
20 were not on consent that we would ask them to be at the  
21 Board meeting. Okay.

22 The next item, Mr. Schiavo.

23 DEPUTY DIRECTOR SCHIAVO: 22 is Consideration of  
24 the Application for an SB1066 Time Extension by the City  
25 of San Bruno in San Mateo County. And Keir Furey will

1 present this item.

2 MR. FUREY: Good afternoon, Committee members.

3 The City of San Bruno has requested a 1066 Time  
4 Extension through December 31, 2005. The specific reasons  
5 the City needs the time extension are as follows: To  
6 build up participation in their existing commercial  
7 on-site pickup and multi-family recycling programs by  
8 focusing on direct outreach and aggressive publicizing of  
9 those programs; also to develop improvements to the  
10 existing C&D ordinance program; as well as expand existing  
11 public education and outreach programs.

12 The City anticipates a 3 percent increase in its  
13 diversion rate. The Board has determined that the  
14 information submitted in the application is adequately  
15 documented. Based on this information, the Board staff is  
16 recommending that the Board approve the City's time  
17 extension.

18 That concludes my presentation. Thank you.

19 CHAIRPERSON MARIN: Thank you, Keir.

20 Is there anybody here?

21 MR. FUREY: No, there is not.

22 CHAIRPERSON MARIN: Just because they're not  
23 here, we're just going to deny it. No. I'm kidding.  
24 How's that? Everybody woke up.

25 I presume that with 47 percent diversion rate and

1 with their proposed changes that we will hopefully see a  
2 50 percent diversion rate.

3 MR. FUREY: I'm very confident they would reach  
4 50 percent.

5 CHAIRPERSON MARIN: Okay. Their C&D, are they  
6 resubmitting it to their City Council, or are they  
7 redefining it? What are they doing?

8 MR. FUREY: They're closing some loopholes in how  
9 they enforce it. They have had one in place for a couple  
10 of years. They had a blip in their disposal one year, and  
11 they went to research it, and it seemed like there was a  
12 couple of large construction projects that seemed to slip  
13 through the cracks. And they want to make sure that they  
14 close those gaps so they can -- so all construction  
15 activity will go through the ordinance. That's what  
16 they're doing.

17 CHAIRPERSON MARIN: Okay. San Bruno is up here  
18 right near San Francisco somewhere?

19 MR. FUREY: Correct.

20 CHAIRPERSON MARIN: Okay. Any problems? Any  
21 questions? No questions?

22 No problems.

23 COMMITTEE MEMBER PEACE: I'd like to move  
24 Resolution 2005-113.

25 COMMITTEE MEMBER WASHINGTON: Second.

1 CHAIRPERSON MARIN: Okay. 113. Without  
2 objection, we will substitute the previous roll call. And  
3 this is done.

4 COMMITTEE MEMBER WASHINGTON: Madam Chair, Pat,  
5 is there any way -- I'm sure we're going to see many more  
6 of these 1066s. I don't know how many more we'll see.  
7 But is there any way we can encourage the local  
8 jurisdictions to have for us when they come before us  
9 their process of the C&D regs or that they need to  
10 implement, can we encourage them? I mean, I don't know  
11 how we can say it. But I would like to see that we  
12 encourage them to put emergency regs in place. Or if they  
13 have their C&D regs now, to get them implemented as soon  
14 as possible before they come before our Board requesting  
15 an extension. It would certainly help us out to know  
16 where they are. That's the basis by which today we had  
17 the discussions regarding the C&D regs.

18 DEPUTY DIRECTOR SCHIAVO: I think you can in the  
19 context of looking at what kind of community they are and  
20 if it's expanding quite rapidly and looks like C&D is a  
21 big issue, then apparently they need to be implementing  
22 that program to get to the 50 percent, so in that context.  
23 I think it gets a little more difficult -- let's say it's  
24 a stagnated community that hasn't been growing or has been  
25 decreasing, there's no construction activity. Then it's

1 not really a practical program.

2 COMMITTEE MEMBER WASHINGTON: Certainly, I'm  
3 talking in terms of those that have the impact on, they  
4 definitely need to have something in place for us. Or,  
5 you know, we don't want to see something, as Madam Chair  
6 says, six months from now. If they say it's going to be  
7 at the next Council meeting, that's fine. Or we're  
8 working on something or it's before our legal council and,  
9 you know, those things are really not acceptable. They  
10 should understand that that is important and they really  
11 need to have something before us so we can move forward.

12 DEPUTY DIRECTOR SCHIAVO: Ever since the statute  
13 was passed and we had to put together the model ordinance,  
14 we've been out promoting that a bit. And we've been  
15 seeing a lot of activity in that area.

16 CHAIRPERSON MARIN: Okay.

17 COMMITTEE MEMBER PEACE: Another thing. Today we  
18 saw that Rancho Cucamonga said that they use recycled  
19 paper and they laid rubberized asphalt concrete and bought  
20 other recycled content products other than paper.  
21 Redlands used recycled aggregate. But for the most part,  
22 when I asked them if they had a recycled content  
23 purchasing policy, they say, "Yeah, we buy recycled  
24 paper." I mean, as a Board, I think we need to see what  
25 we can do to encourage, you know, the recycled content

1 purchasing beyond just paper. Because we have to realize  
2 that by doing that, that's what drives the markets for all  
3 those things we want them to collect and divert from the  
4 landfills.

5 DEPUTY DIRECTOR SCHIAVO: We've been actively  
6 also trying to promote use of road base and reuse of the  
7 aggregate. We've had meetings set up with people to try  
8 to promote that. Because that's a market that people are  
9 complaining about. We don't have anywhere to take some of  
10 these materials. Well, there's a ready-made market for  
11 those materials. So we have been trying to promote that,  
12 working with staff from the Markets division as well.

13 COMMITTEE MEMBER PEACE: There's all sorts of  
14 things we saw at the Recycled Products Trade Show, all the  
15 different products out there. How is it that we're making  
16 all these products known so that if you wanted to buy  
17 recycled content products, from cones that you put in the  
18 street to other things, is there something that we have  
19 that shows them, I mean, a catalogue -- that's not CalMAX.  
20 Do we have a catalogue or website or something that shows  
21 all the recycled --

22 DEPUTY DIRECTOR SCHIAVO: The website has some  
23 materials and the markets for some materials. But, again,  
24 right now off the top of my head, I can't recall how  
25 complete it is. I don't think it is. I think it's pretty

1 spotty and depends on the product. But, yeah, I mean,  
2 that's one way. We're trying to list those companies on  
3 the website and promote them.

4 CHAIRPERSON MARIN: I think one of the things  
5 that Cheryl is suggesting, you know, when we talk about  
6 recycled content or recycled products, they're only  
7 thinking paper or a very insignificant amount of products.  
8 When we talk about recycled content, we talk about desks  
9 and phones and chairs and lights and, you know, the whole  
10 works. So maybe even in our own vocabulary.

11 COMMITTEE MEMBER PEACE: How could we get them to  
12 think beyond paper and toner cartridges?

13 CHAIRPERSON MARIN: Mark, I don't know. We need  
14 to think about that. We need to think about how do we  
15 promote recycled content throughout the state.

16 EXECUTIVE DIRECTOR LEARY: I think that's a good  
17 part or at least a portion of our green procurement action  
18 plan that we proposed as part of our outreach effort is to  
19 provide that toolbox. And I mentioned in my presentation  
20 the toolbox would contain links to the recycled product  
21 database, to the extent it's well defined, as well as any  
22 other materials that we think will be of use to them to go  
23 out and purchase, much like you're suggesting. So I think  
24 we're thinking along those lines. We just have to develop  
25 the tools to make it work, which is a priority activity

1 for us.

2 CHAIRPERSON MARIN: And then have a link and then  
3 have a matrix of what products are available where and  
4 what companies provide what kind of products. So it's  
5 more than just one definition.

6 EXECUTIVE DIRECTOR LEARY: The closer we can get  
7 to one-stop shopping I think in terms of a complete  
8 package, just lay it at their door step and say,  
9 "Everything you need to know is here. Pick it up and run  
10 with it and make all kinds of good things happen."

11 CHAIRPERSON MARIN: Even build a directory.  
12 Let's seriously discuss this. I think that you're on the  
13 right track, Mark. We need to further that. Not just the  
14 concept, but the ability for us to speak the same language  
15 with everybody, that we're all speaking the same language.  
16 And it's not Spanish.

17 COMMITTEE MEMBER PEACE: Another thing I heard  
18 today was how the cities and counties all seem to be short  
19 on mixed C&D facilities. They all want to recycle the  
20 C&D, but they don't have the facilities. I guess, to me,  
21 it just seems like if the C&D regulations we passed  
22 two years ago would have made sense, that maybe we  
23 wouldn't have the problem to the extent that we have  
24 today. So I think that's another thing that maybe we  
25 might, as a Board, want to consider, going back and look

1 at those. I know P&E doesn't want to hear that. Elliot,  
2 he's shaking his head back there. I think maybe we might  
3 need to revisit those regulations.

4 CHAIRPERSON MARIN: I most regret not having been  
5 here two years ago. But we have what we have. And the  
6 question is how do we make it better. That's the attitude  
7 that we want.

8 We do have one speaker, believe it or not, before  
9 we close. Mr. Evan Edgar.

10 MR. EDGAR: Hello, Chair and Board members. My  
11 name is Evan Edgar on behalf of the California Refuse  
12 Removal Council.

13 And today we were impressed with the enforcement  
14 of AB 939 today. You guys really were doing fair  
15 compliance with regards to motivate people to get going.  
16 And CRRC members and the rest of the industry have over a  
17 billion dollars of infrastructure out there. We built the  
18 MRFs and we built the single stream collection facilities.  
19 And we're building the mixed C&D facilities. Today on the  
20 Waste Board agenda was the first full C&D facility in the  
21 state of California to be approved in Committee and going  
22 to the full Board next week. And on today's agenda we had  
23 more C&D going on in Burrtec down in San Bernardino.

24 I represent Blue Line in San Mateo with the 500  
25 ton a day expansion. San Jose, all the permitted MRFs,

1 and with C&D in San Jose. And today in the City of  
2 Sacramento, I represent the Kegley family. And they have  
3 a pick line for 300 tons a day in the city of Fresno --  
4 we've been taking it for the last year. The numbers will  
5 be reflective for the City of Fresno on their mixed C&D.

6 So we do build it. But they only come when the  
7 Waste Board enforces it. We're really appreciative of the  
8 AB 939 enforcement balanced method of the audits, the  
9 staff work to go down there. Because we are building upon  
10 our AB 939 infrastructure with C&D and commercial waste  
11 recycling. And our next phase will be building conversion  
12 technology facilities co-located at our MRFs.

13 We are pushing a policy this year called MRF  
14 first, whereby all the collection out there from mixed  
15 C&D, commercial waste, and green waste goes through the  
16 MRF first and then goes to conversion technology,  
17 bioreactor landfills in order to get AB 939 above and  
18 beyond 50 percent.

19 So by staying today and listening to the  
20 enforcement by the message, we are building it. And they  
21 will come because we will have infrastructure. So thank  
22 you.

23 CHAIRPERSON MARIN: Thank you, Mr. Edgar.

24 You know, she was just speaking to the fact that  
25 we have all of these requirements from the regulations,

1 but clearly, the infrastructure was not there. You're  
2 saying we're building it right now. We're making  
3 significant strides. I know we were in the Permitting and  
4 Enforcement when we granted the very first CDI facility  
5 permit. And I think that so long as we keep moving that  
6 way, I think we will see more than 50 percent goal of  
7 diversion reached.

8 But we need to have more. We really do need to  
9 have more facilities. We need to build that  
10 infrastructure throughout the entire state. But with more  
11 emphasis on those areas that are really having the  
12 incredible growth, and I think that's where you're going.

13 MR. EDGAR: And we've been -- in Northern  
14 California and Southern California and the Central Valley  
15 -- but Southern California is catching up on our growth  
16 rate. But we have more markets for biomass in Northern  
17 California and the Central Valley than the compost  
18 markets. And last month we did have a green procurement  
19 policy. And this year at Leg. Day, we have a "Buy  
20 California, Buy Recycled," message where we are supporting  
21 the message Waste Board staff had last month on green  
22 procurement on the bulky stuff, the recycled aggregate as  
23 a mulch, as a compost, as RAC.

24 And we're heavy supporters of the Nava bill, AB  
25 1001, to actually force Caltrans to step up after 15 years

1 of specification and technology. I think we're here. And  
2 with the green procurement message, I think this city and  
3 local government would like to buy recycled and buy local.

4 CHAIRPERSON MARIN: And we need to speak the same  
5 language as to what we mean when we ask about whether  
6 they're buying recycled content products. So help us  
7 there, too.

8 MR. EDGAR: Thank you.

9 CHAIRPERSON MARIN: Thank you so much.

10 Anybody else want to address the Board? No.

11 Gary, you're the only person that didn't speak  
12 today. See how lucky you are. Thank you so very much for  
13 being here.

14 Thank you, everybody. And we'll see you next  
15 month.

16 (Thereupon the California Integrated Waste  
17 Management Board, Sustainability and Market  
18 Development Committee Adjourned at 4:03 p.m.)

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1 CERTIFICATE OF REPORTER

2 I, TIFFANY C. KRAFT, a Certified Shorthand  
3 Reporter of the State of California, and Registered  
4 Professional Reporter, do hereby certify:

5 That I am a disinterested person herein; that the  
6 foregoing hearing was reported in shorthand by me,  
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8 State of California, and thereafter transcribed into  
9 typewriting.

10 I further certify that I am not of counsel or  
11 attorney for any of the parties to said hearing nor in any  
12 way interested in the outcome of said hearing.

13 IN WITNESS WHEREOF, I have hereunto set my hand  
14 this 9th day May 2005.

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